

City of Miami Beach - Special City Commission Meeting
Commission Chambers, 3rd Floor, City Hall
1700 Convention Center Drive
September 18, 2003

Mayor David Dermer
Vice-Mayor Matti Herrera Bower
Commissioner Simon Cruz
Commissioner Luis R. Garcia, Jr.
Commissioner Saul Gross
Commissioner Jose Smith
Commissioner Richard L. Steinberg

City Manager Jorge M. Gonzalez
City Attorney Murray H. Dubbin
City Clerk Robert E. Parcher

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ATTENTION ALL LOBBYISTS

Chapter 2, Article VII, Division 3 of the City Code of Miami Beach entitled "Lobbyists" requires the registration of all lobbyists with the City Clerk prior to engaging in any lobbying activity with the City Commission, any City Board or Committee, or any personnel as defined in the subject Code sections. Copies of the City Code sections on lobbyists laws are available in the City Clerk's office. Questions regarding the provisions of the Ordinance should be directed to the Office of the City Attorney.

Called to order at 5:00 p.m.
Requests for Additions, Withdrawals, and Deferrals

Presentations and Awards
PA Presentations and Awards

Consent Agenda
C2 Competitive Bid Reports
C4 Commission Committee Assignments
C6 Commission Committee Reports
C7 Resolutions

Regular Agenda
R2 Competitive Bid Reports
R5 Ordinances
R6 Commission Committee Reports
R7 Resolutions
R9 New Business and Commission Requests
R10 City Attorney Reports

Reports and Informational Items

CONSENT AGENDA

Action:

Moved:

Seconded:

Vote:

C7 - Resolutions

- C7A Resolution Adopting The Budget And Appropriating Funds For The Police Special Revenue Account For Fiscal Year 2003/04, In The Amount Of \$38,600, Such Account Funded By Unclaimed Evidence Currently Held In The Police Special Revenue Account. (Page 1)
(Police Department)
- C7B A Resolution Adopting And Appropriating Funds For The Police Training Trust Fund Budget For Fiscal Year 2003/04 In The Amount Of \$31,000. (Page 6)
(Police Department)
- C7C A Resolution Adopting And Appropriating Funds For The Police Confiscation Trust Fund Budget For Fiscal Year 2003/04 In The Amount Of \$327,513 To Be Funded From The Proceeds Of State (\$59,500) And Federal Justice (\$268,013) Confiscated Funds. (Page 11)
(Police Department)

End of Consent Agenda

CITY OF MIAMI BEACH
COMMISSION ITEM SUMMARY



Condensed Title:

A Resolution to adopt and appropriate the Fiscal Year 2003/04 Police Special Revenue Account Budget in the amount of \$38,600.

Issue:

Shall funds be provided for the purchase of miscellaneous items for the Miami Beach Police Department?

Item Summary/Recommendation:

Unclaimed evidence totaling \$38,600 has been in the custody of the Police Property Management Unit past the sixty (60) day waiting period. These funds have now been placed in the Police Special Revenue Account Fund as provided by Resolution 90-19931, passed on March 7, 1990.

The Administration recommends that the Mayor and City Commission adopt and appropriate the Police Special Revenue Account Budget for Fiscal Year 2003/04.

Advisory Board Recommendation:

N/A

Financial Information:

Amount to be expended:

Source of
Funds:

Finance Dept.

	Amount	Account	Approved
1	\$38,600	Special Revenue Account	
2		195.8000.369993	
3			
4			
Total	\$38,600		

Sign-Offs:

Department Director	Assistant City Manager	City Manager

AGENDA ITEM

C7A

DATE

9-18-03

CITY OF MIAMI BEACH

CITY HALL 1700 CONVENTION CENTER DRIVE MIAMI BEACH, FLORIDA 33139
www.ci.miami-beach.fl.us



COMMISSION MEMORANDUM

To: Mayor David Dermer and
Members of the City Commission

Date: September 18, 2003

From: Jorge M. Gonzalez
City Manager

Subject: **A RESOLUTION OF THE MAYOR AND CITY COMMISSION OF THE CITY OF MIAMI BEACH, FLORIDA, ADOPTING A BUDGET AND APPROPRIATING FUNDS FOR THE POLICE SPECIAL REVENUE ACCOUNT FOR FISCAL YEAR 2003/04 IN THE AMOUNT OF \$38,600, SUCH ACCOUNT FUNDED BY UNCLAIMED EVIDENCE CURRENTLY HELD IN THE POLICE SPECIAL REVENUE ACCOUNT.**

ADMINISTRATION RECOMMENDATION

Adopt the Resolution.

ANALYSIS

Florida Statute 705.105 "Procedure for Unclaimed Evidence" provides that unclaimed evidence in the custody of the court from a criminal proceeding, or seized as evidence by and in the custody of a law enforcement agency, shall become the property of that law enforcement agency 60 days after the conclusion of the proceedings.

In March 1990, a special account was established titled "Police Special Revenue Account" in the Special Revenue Fund. Funds for this account are made available in the Police Property Management Unit, as unclaimed evidence, in accordance with Florida Statute 705.105 outlined above.

Unclaimed evidence totaling \$38,600 has been in the custody of the Police Property Management Unit past the sixty (60) day waiting period. These funds have now been placed in the Police Special Revenue Account Fund, as provided in Resolution 90-19931, passed on March 7, 1990.

The Administration recommends that the Mayor and City Commission adopt the Budget for the Police Special Revenue Account, and appropriate the amount of \$38,600 to provide funds for the purchase of miscellaneous items for the Police Department listed on Exhibit "A".

JMG:DD*DD*ic

RESOLUTION No. _____

A RESOLUTION OF THE MAYOR AND CITY COMMISSION
OF THE CITY OF MIAMI BEACH, FLORIDA, ADOPTING THE
BUDGET AND APPROPRIATING FUNDS FOR THE POLICE
SPECIAL REVENUE ACCOUNT FOR FISCAL YEAR 2003/04,
IN THE AMOUNT OF \$38,600, SUCH ACCOUNT FUNDED BY
UNCLAIMED EVIDENCE CURRENTLY HELD IN THE POLICE
SPECIAL REVENUE - ACCOUNT.

WHEREAS, Section 705.105, Florida Statutes, "Procedures for Unclaimed Evidence", provides that title to unclaimed evidence in the custody of the court from a criminal proceeding or seized as evidence by and in the custody of a law enforcement agency, shall vest permanently in the law enforcement agency sixty (60) days after the conclusion of the proceedings; and

WHEREAS, such funds have been in the custody of the Police Property Management Unit past the sixty (60) day waiting period, and these funds have now been placed in the Police Special Revenue Account Fund, as provided by Resolution No. 90-19931, adopted on March 7, 1990.

NOW THEREFORE, BE IT RESOLVED BY THE MAYOR AND CITY COMMISSION
OF THE CITY OF MIAMI BEACH, FLORIDA, that \$38,600, which is currently being held in the Police Special Revenue Account, be appropriated for the Fiscal Year 2003/04 Police Special Revenue Account Budget for the purchase of items listed on Exhibit "A".

PASSED AND ADOPTED THIS _____ DAY OF _____, 2003

MAYOR

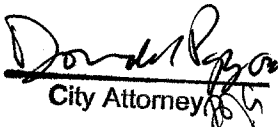
ATTEST BY:

City Clerk
Funding approved:



Office of Management
and Budget

**APPROVED AS TO
FORM & LANGUAGE
& FOR EXECUTION**



City Attorney

9/2/03
Date

EXHIBIT "A"

**MIAMI BEACH POLICE DEPARTMENT
SPECIAL REVENUE ACCOUNT
BUDGET
FISCAL YEAR 2003/04**

PROMOTIONAL ACTIVITIES

\$ 20,000

related to law enforcement programs sponsored by the Chief of Police including items/programs which are not funded with general funds. These items/programs including, but not limited to, Big Brothers/Big Sisters, Take Your Child to Work Day, miscellaneous expenses such as activities related to the Police Memorial Services, Miami Beach Chamber of Commerce, the American Heart Association, Annual Read Aloud Crowd, Muy Bien Bilingual Program, Community Crusade Against Drugs, the South Beach Hispanic Chamber of Commerce, Kiwanis Special Activities, and Boys and Girls Club events. The primary purpose of these funds are for miscellaneous expenses related to activities for Police initiatives, memorial services, special youth programs, and other philanthropic, community organizations.

LOG CABIN NURSERY for horticultural/foilage maintenance provided to the Police Station and the North End Sub-Station.

\$ 3,600

**OTHER MISCELLANEOUS OPERATING SUPPLIES, EQUIPMENT
AND/OR BUILDING ITEMS** as needed which were not included

\$ 15,000

in the Department's annual budget request. Items previously appropriated using Special Revenue funds include electronic embossing seal, replacement shredder, commercial refrigerator, date and time stamps, etc.

TOTAL

\$ 38,600

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**CITY OF MIAMI BEACH
COMMISSION ITEM SUMMARY**



Condensed Title:

A Resolution to adopt and appropriate funds for the Police Training Trust Fund Budget for Fiscal Year 2003/04 in the amount of \$31,000.

Issue:

Shall funds be provided for education of personnel of the Miami Beach Police Department?

Item Summary/Recommendation:

The Police Training Trust Fund provides funds for the education of police personnel at various schools, conferences, and workshops and for the purchase of training/operational supplies in accordance with guidelines established by the Division of Criminal Justice Standards and Training, as provided by Section 938.15, Florida Statutes the source of such funds being court costs from criminal proceedings.

In accordance with Florida Statute, Section 938.15, Criminal Justice Trust Fund, such funds are currently available amounting to \$31,000.

The Administration recommends that the Mayor and City Commission adopt the budget for Fiscal Year 2003/04 for the Police Training Trust Fund and appropriate funding.

Advisory Board Recommendation:

N/A

Financial Information:

Amount to be expended:

Source of
Funds:

Finance Dept.

	Amount	Account	Approved
1	\$31,000	Police Training Trust Fund	
2		608.8000.351300	
3			
4			
Total	\$31,000		

Sign-Offs:

Department Director	Assistant City Manager	City Manager

AGENDA ITEM

C7B

DATE

9-18-03

CITY OF MIAMI BEACH

CITY HALL 1700 CONVENTION CENTER DRIVE MIAMI BEACH, FLORIDA 33139
www.ci.miami-beach.fl.us



COMMISSION MEMORANDUM

To: Mayor David Dermer and
Members of the City Commission

Date: September 18, 2003

From: Jorge M. Gonzalez
City Manager

Subject: A RESOLUTION OF THE MAYOR AND CITY COMMISSION OF THE CITY OF MIAMI BEACH, FLORIDA, ADOPTING AND APPROPRIATING FUNDS FOR THE POLICE TRAINING TRUST FUND BUDGET FOR FISCAL YEAR 2003/04 IN THE AMOUNT OF \$31,000.

ADMINISTRATION RECOMMENDATION

Adopt the Resolution.

ANALYSIS

Florida Statute, Section 938.15, entitled "Criminal Justice Education for Local Government", provides for funds to be made available to the law enforcement agency for expenditures related to criminal justice education degree programs and training courses.

The Police Training Trust Fund provides funds for the education of police personnel at various schools, conferences, and workshops and for the purchase of training, operational supplies in accordance with guidelines established by the Division of Criminal Justice Standards and Training, as provided by Florida Statute, Section 938.15; the source of such funds being court costs from criminal proceedings.

In accordance with Florida Statute, Section 938.15, entitled "Criminal Justice Education for Local Government, such funds are currently available amounting to \$31,000, such funds being court costs from criminal proceedings.

The Administration recommends that the Mayor and City Commission adopt the budget for Fiscal Year 2003/04 for the Police Training Trust Fund and appropriate funding.


JMG:DD:ic

RESOLUTION No. _____

A RESOLUTION OF THE MAYOR AND CITY COMMISSION
OF THE CITY OF MIAMI BEACH, FLORIDA, ADOPTING AND
APPROPRIATING FUNDS FOR THE POLICE TRAINING
TRUST FUND BUDGET FOR FISCAL YEAR 2003/04 IN THE
AMOUNT OF \$31,000.

WHEREAS, Section 938.15, Florida Statutes, entitled "Criminal Justice Education for Local Government", provides for funds to be made available to the law enforcement agency for expenditures related to criminal justice education degree programs and training courses; and

WHEREAS, funds in the amount of \$31,000, are currently available in the Criminal Justice Training Trust Fund, said funds derived from court costs from criminal proceedings.

NOW THEREFORE, BE IT RESOLVED BY THE MAYOR AND CITY COMMISSION
OF THE CITY OF MIAMI BEACH, FLORIDA, that the Mayor and City Commission hereby
adopts and appropriates the Fiscal Year 2003/04 Police Training Trust Fund Budget for the City of
Miami Beach, in the amount of \$31,000.


PASSED AND ADOPTED THIS _____ DAY OF _____, 2003

MAYOR

ATTEST BY:

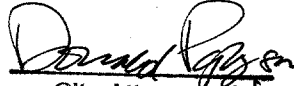
City Clerk

Funding approved:



Office of Management
and Budget

APPROVED AS TO
FORM & LANGUAGE
& FOR EXECUTION

 9/12/03

City Attorney Date

AFFIDAVIT

I, Donald De Lucca, Chief of Police, City of Miami Beach, do hereby certify that the aforementioned proposed request for expenditures from the City of Miami Beach Police Training Trust Fund for the 2003/04 fiscal year, to provide funds for the education of police personnel at various schools, conferences, and workshops and for the purchase of training and operational supplies, is in accordance with guidelines established by the Division of Criminal Justice Standards and Training, as provided by Section 938.15 and 943.25, Florida Statutes.



Donald De Lucca
Chief of Police
Miami Beach Police Department

Date

9/3/03

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**CITY OF MIAMI BEACH
COMMISSION ITEM SUMMARY**



Condensed Title:

A Resolution to adopt and appropriate the Police Confiscation Trust Fund Budget for Fiscal Year 2003/04, in the amount of \$327,513 to be Funded from the Proceeds of State (\$59,500) and Federal-Justice (\$268,013) Confiscated Funds.

Issue:

Should the Police Confiscation Trust Fund Budget for Fiscal Year 2003/04 be adopted?

Item Summary/Recommendation:

The Chief of Police has reviewed and identified the needs for the appropriation and has established that the expenditures of forfeiture funds are in compliance with Section 932.7055, Florida State Statutes and the Guide to Equitable Sharing of Federally Forfeited Property for Local Law Enforcement Agencies.

The Administration recommends authorization to adopt and appropriate the Police Confiscation Trust Fund Budget for Fiscal Year 2003/04.

Advisory Board Recommendation:

N/A

Financial Information:

Amount to be expended:

Source of Funds:

Finance Dept.

	Amount	Account	Approved
1		Confiscation funds:	
2	\$ 59,500	607.8000.351210 State Funds	
3	\$ 268,013	603.8000.351211 Federal Funds	
4			
Total	\$ 327,513		

Sign-Offs:

Department Director	Assistant City Manager	City Manager

Agenda Item C7C
Date 9-18-03

CITY OF MIAMI BEACH

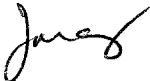
CITY HALL 1700 CONVENTION CENTER DRIVE MIAMI BEACH, FLORIDA 33139
www.ci.miami-beach.fl.us



COMMISSION MEMORANDUM

To: Mayor David Dermer and
Members of the City Commission

Date: September 18, 2003

From: Jorge M. Gonzalez
City Manager 

Subject: **A RESOLUTION OF THE MAYOR AND CITY COMMISSION OF THE CITY OF MIAMI BEACH, FLORIDA, ADOPTING AND APPROPRIATING FUNDS FOR THE POLICE CONFISCATION TRUST FUND BUDGET FOR THE FISCAL YEAR 2003/04 IN THE AMOUNT OF \$327,513 TO BE FUNDED FROM THE PROCEEDS OF STATE (\$59,500) AND FEDERAL-JUSTICE (\$268,013) CONFISCATED FUNDS.**

ADMINISTRATION RECOMMENDATION

Adopt the Resolution.

ANALYSIS

Florida Statute 932.7055 provides for expenditures of forfeiture funds for law enforcement purposes.

The Miami Beach Chief of Police, Don De Lucca has reviewed and identified the need for the appropriation and has established that the expenditures of forfeiture funds are in compliance with Section 932.7055, Florida State Statutes, and the Guide to Equitable Sharing of Federally Forfeited Property for Local Law Enforcement Agencies. These forfeiture funds have been deposited in the Police Confiscation Trust Fund. The City has complied with all statutory procedures involved in the transaction of these funds.

The Administration requests authorization to adopt and appropriate the Police Confiscation Trust Fund Budget for Fiscal Year 2003/04 in the amount of \$327,513 (\$59,500 from State and \$268,013 from Federal-Justice Funds) to provide for the expenditures listed in Exhibit "A".


JMG/DD/ic

RESOLUTION No. _____

A RESOLUTION OF THE MAYOR AND CITY COMMISSION OF THE CITY OF MIAMI BEACH, FLORIDA, ADOPTING AND APPROPRIATING FUNDS FOR THE POLICE CONFISCATION TRUST FUND BUDGET FOR FISCAL YEAR 2003/04 IN THE AMOUNT OF \$327,513 TO BE FUNDED FROM THE PROCEEDS OF STATE (\$59,500) AND FEDERAL JUSTICE (\$268,013) CONFISCATED FUNDS.

WHEREAS, Section 932.7055, Florida Statutes, addresses the purpose and procedures to be utilized for the appropriation and expenditures of the Police Confiscation Trust Fund; and

WHEREAS, the Chief of Police of the City of Miami Beach has determined that the need for appropriation and expenditures exist and the appropriation and expenditure of forfeiture funds is in compliance with Section 932.7055, Florida Statutes, and the Guide to Equitable Sharing of Federally Forfeited Property for Local Law Enforcement Agencies; and

WHEREAS, funds in the amount of \$327,513 are available in the Police Confiscation Trust Fund.

NOW, THEREFORE, BE IT DULY RESOLVED BY THE MAYOR AND CITY COMMISSION OF THE CITY OF MIAMI BEACH, FLORIDA, that the Mayor and City Commission hereby adopt and appropriate the Police Confiscation Trust Fund Budget for the Fiscal Year 2003/04 for City of Miami Beach, in the amount of \$327,513, to be funded from the proceeds of State (\$59,500) and Federal Justice (\$268,013) Confiscation Funds as reflected in the attached Exhibit "A".


PASSED AND ADOPTED THIS _____ day of _____, 2003

Mayor

ATTEST BY:

City Clerk

FUNDING APPROVED BY:



Office of Management
& Budget

**APPROVED AS TO
FORM & LANGUAGE
& FOR EXECUTION**



City Attorney

9/16/03
Date

EXHIBIT "A"

**MIAMI BEACH POLICE DEPARTMENT
CONFISCATION TRUST FUND
BUDGET
FISCAL YEAR 2003/04**

STATE FUNDS:

ACCREDITATION for operating expenses, travel and initiatives related to both State and National re-accreditation.	\$	15,000
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CRIME PREVENTION UNIT The Crime Prevention Unit coordinates various community programs such as Neighborhood and Business Crimewatch, Police Community Relations Team, Citizens on Patrol, Security Communication Assistance Network (SCAN) and The Citizens' Police Academy.	\$	10,000
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MIAMI BEACH POLICE ATHLETIC LEAGUE Operating expenses	\$	25,000
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COST CONNECTED WITH THE PROSECUTION AND PROCESSING OF FORFEITURE CASES	\$	4,000
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EXECUTIVE TRAVEL for required events or meetings related to the International Association of Chief's of Police and other executive travel.	\$	5,500
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SUB-TOTAL STATE FUNDS	\$	59,500
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FEDERAL FUNDS:

TRAINING SUPPLEMENT FUNDS (1 of 4 appropriations) for the Police Department to supplement the Law Enforcement Training Trust Fund for Fiscal Year 2003/04.	\$ 10,000
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ORGANIZATIONAL DEVELOPMENT TRAINING INCIDENTALS resulting in over-expenditures incurred during Fiscal Year 2002/03.	\$ 6,600
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ORGANIZATIONAL DEVELOPMENTAL/TACTICAL TRAINING for Executive and Command staff members, managers, supervisors and field training officers.	\$ 75,000
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OVERTIME INCURRED DUE TO TRAINING INITIATIVES throughout Fiscal Year 2003/04.	\$ 50,000
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EQUIPMENT (TASERS) AND ADDITIONAL LESS THAN LETHAL MUNITIONS required for the SWAT and the Field Force teams' deployment as needed.	\$ 50,000
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PHYSICAL TRAINING EQUIPMENT	\$ 25,000
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GRANT MATCHES:

VOCA (Domestic Violence) Includes 25% required grant match, COLA and merit increases	\$ 9,464
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BULLETPROOF VEST PARTNERSHIP GRANT	\$ 7,500
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LOCAL LAW ENFORCEMENT BLOCK GRANT 2003 (LLEBG)	\$ 26,248
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BYRNE GRANT: Electronic ticketing initiatives	\$ 8,201
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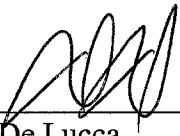
SUB-TOTAL OF FEDERAL FUNDS (Grant Matches)	\$ 51,413
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SUB-TOTAL FEDERAL FUNDS	\$ 268,013
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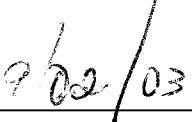
TOTAL STATE AND FEDERAL FUNDS	\$ 327,513
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AFFIDAVIT

I, Donald De Lucca, Chief of Police, City of Miami Beach, do hereby certify that the aforementioned proposed request for expenditures from the City of Miami Beach Police Confiscation Trust Fund, for the 2003/04 fiscal year providing funds for expenditures as indicated on Exhibit "A", complies with the provisions of Section 932.7055(4)(a), Florida Statutes, and the Guide to Equitable Sharing of Federally Forfeited Property for Local Law Enforcement Agencies.



Donald De Lucca
Chief of Police
Miami Beach Police Department



Date

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**City of Miami Beach - Special City Commission Meeting
Commission Chambers, 3rd Floor, City Hall
1700 Convention Center Drive
September 18, 2003**

Mayor David Dermer
Vice-Mayor Matti Herrera Bower
Commissioner Simon Cruz
Commissioner Luis R. Garcia, Jr.
Commissioner Saul Gross
Commissioner Jose Smith
Commissioner Richard L. Steinberg

City Manager Jorge M. Gonzalez
City Attorney Murray H. Dubbin
City Clerk Robert E. Parcher

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ATTENTION ALL LOBBYISTS

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REGULAR AGENDA

R5 - Ordinances

- R5A An Ordinance Amending Chapter 14 Of The City Of Miami Beach Code By Amending Division 2 Thereof Entitled "Permit Fees," And By Amending Appendix A Entitled "Fee Schedule," By Amending Sections 14-61 Through 14-70 Entitled "Division 2. Permit Fees," Providing For An Increase In Permit And Inspection Fees Effective October 1, 2003 For Building, Plumbing, Electrical And Mechanical Work And For Other Building Department Activities; Providing For Repealer, Severability, Codification And An Effective Date. **5:01 P.M. Second Reading, Public Hearing.** (Page 19)
(Building Department)
(First Reading On July 2, 2003)
(Open And Continued On September 10, 2003)
- R5B An Ordinance Amending Chapter 50 Of The City Of Miami Beach Code By Amending Section 50-3 Thereof Entitled "Plans Examination, Inspections, Permits", And By Amending Appendix A Entitled "Fee Schedule", By Amending Sections 50-3(b) Through 50-3(n) Entitled "Chapter 50: Fire Prevention And Protection", Providing For An Increase In Permit And Inspection Fees For Fire Permits And For Other Fire Department Activities; Providing For Repealer, Severability, Codification, And An Effective Date. (Page) **5:01 P.M. Second Reading, Public Hearing.** (Page 58)
(Fire Department)
(First Reading On September 4, 2003)
(Ordinance To Be Submitted)

- R5C An Ordinance Amending Appendix A To Section 110-166(a) Entitled "Schedule Of Water Rates And Tapping Charges" Of Division 2. Entitled "Rates, Fees and Charges," Of Chapter 110 Of The Miami Beach City Code Entitled "Utilities" In Order To Increase Minimum Monthly Service Charge Imposed By The City; Adjusting The Schedule Of Rates For The Minimum Monthly Water Service Charge; And Increasing The Sanitary Sewer Service Charge Imposed By The City; Providing For Codification, Repealer, Severability, And An Effective Date. **5:01 P.M. Second Reading, Public Hearing.** (Page 63)

(Public Works)

(First Reading On September 4, 2003)

- R5D An Ordinance Amending Ordinance No. 1605 As Amended, Being The Unclassified Employees Salary Ordinance; By Amending The Titles Of The Classifications Of First Assistant City Attorney To Assistant City Attorney And Assistant City Attorney II To Assistant City Attorney (II); Abolishing The Titles Of The Classifications Of Assistant City Attorney I And Senior Assistant City Attorney; Correcting The Public Record By Deleting Certain Lines; And Providing For Repealer, Severability, Effective Date, And Codification. **5:01 P.M. Second Reading, Public Hearing.** (Page 72)

(City Attorney's Office)

(First Reading On July 30, 2003)

(Open And Continued On September 10, 2003)

(Ordinance To Be Submitted)

R7 - Resolutions

- R7A1 A Resolution Adopting:1) The Final Ad Valorem Millage Of 7.299 Mills For General Operating Purposes, Which Is Eleven And Eight Tenths (11.8%) Greater Than The "Rolled-Back" Rate Of 6.527 Mills; And 2) The Debt Service Millage Rate Of 0.874 Mills. **5:01 P.M. Second Reading, Public Hearing.** (Page 75)

(Finance Department)

(First Reading On September 4, 2003)

- R7A2 A Resolution Adopting Final Operating Budgets For The General Fund, G.O. Debt Service, RDA Funds-Ad Valorem Taxes, Enterprise, And Internal Service Funds For Fiscal Year 2003/04. **5:01 P.M. Second Reading, Public Hearing.** (Page 80)

(Finance Department)

(First Reading On September 4, 2003)

- R7B1 A Resolution Of The Board Of Directors Of The Normandy Shores Local Government Neighborhood Improvement District Adopting The Final Ad Valorem Millage Rate Of 1.123 Mills For Fiscal Year 2003/04 For The Normandy Shores Local Government Neighborhood Improvement District, Which Is Four And Six Tenths Percent (4.6%) Greater Than The "Rolled-Back" Rate Of 1.074 Mills. **5:02 P.M. Second Reading, Public Hearing.** (Page 89)

(Finance Department)

(First Reading On September 4, 2003)

- R7B2 A Resolution Of The Board Of Directors Of The Normandy Shores Local Government Neighborhood Improvement District Adopting The Final Operating Budget For Fiscal Year 2003/04.
5:02 P.M. Second Reading, Public Hearing. (Page 94)
(Finance Department)
(First Reading On September 4, 2003)
- R7C A Resolution Adopting Fiscal Year 2003-04 Budgets For Special Revenue Funds For Resort Tax; Parks And Recreation; Log Cabin Training Center Operations; Homeless Street Cleaning Program; 7th Street Garage Operations; And The Bass Museum. (Page 99)
(Finance Department)
- R7D A Resolution Adopting And Approving The Miami Beach Visitor And Convention Authority (VCA) Fiscal Year 2003/2004 Budget In The Amount Of \$1,025,088. (Page 110)
(Finance Department)
- R7E A Resolution Adopting The City Of Miami Beach And Miami Beach Redevelopment Agency Capital Budget For Fiscal Year 2003-2004 And The Capital Improvement Plan For Fiscal Years 2004-2008. (Page 117)
(Finance Department)
- R7F A Resolution Approving The Miami Beach Cultural Arts Council's Fiscal Year 2003-2004 Budget, In The Amount Of \$893,388. (Page 134)
(Tourism And Cultural Development)
- R7G A Resolution Approving And Accepting The City Manager's Recommendations, And Awarding \$500,750.00 In Cultural Arts Council (CAC) Grants, For Fiscal Year 2003/2004, As Identified In The Attached Exhibit "A"; And Further Authorizing The City Manager To Approve The Cultural Arts Council's Funding Recommendations For The Remaining Balance Of \$10,750.00; And Further Authorizing The Mayor And City Clerk To Execute Said Grant Agreements; And Making The Award Of Said Grants Subject To And Contingent Upon The Approval Of The CAC's Budget For Fiscal Year 2003/2004. (Page 139)
(Tourism And Cultural Development)
- R7H A Resolution Authorizing The Appropriation And Transfer Of \$1.1 Million From Parking Enterprise Retained Earnings To The FY 2003-04 Electrowave Operating Budget; Subject To The Determination That The Parking Enterprise Fund Has Met All Debt Covenants For Fiscal Year 2002-03. (Page 150)
(Public Works)
- R7I A Resolution Adopting The Fiscal Year 2003-04 Operating Budget For The Electrowave Shuttle Service, In The Amount Of \$2,336,000; And Appropriating A Funding Packet Which Includes \$400,000 In 2003 County Transit Surtax Funds; Florida Department Of Transportation (FDOT) Service Development Program Funds, Respectively At \$165,000 In FY 2002-03 Carry-Over Funds, And \$65,000 In New FY 2003-04 FDOT Funds For Washington Route Service Enhancement; \$443,800 In Concurrency Mitigation Funds-South Beach; \$84,200 In Insurance Proceeds; \$78,000 In Projected Fare Collection Revenues; And \$1,100,000 In FY 2002-03 Parking Enterprise Retained Earnings, Subject To Approval On September 18, 2003. (Page 157)
(Public Works)

- R7J A Resolution, Waiving By 5/7ths Vote , The Competitive Bidding Requirement, Finding Such Waiver To Be In The Best Interest Of The City And Approving And Authorizing The Mayor And City Clerk To Execute A Management Agreement Between The City And The Miami Beach Transportation Management Association (MBTMA), In The Amount Of \$165,000, For The Performance Of General Management Services For Operations And Administration Of The Electrowave Shuttle Project For Fiscal Year 2003-04; Authorizing The Advancement Of The Adopted Fiscal Year 2003-04 Electrowave Operating Budget, In The Amount Of \$2,336,000, To MBTMA, On A Quarterly Basis; Providing For The Filing Of Quarterly Financial And Administrative Reports And Annual Audits; And Further Providing For The Return Of All Unused Funds To The City, At The Closing Of Fiscal Year 2003-04 Contract Year. (Page 170)
(Public Works)
- R7K A Resolution Authorizing The Mayor And City Clerk To Execute Professional Services Agreement With The Miami Beach Transportation Management Association (MBTMA), In The Amount Of \$50,000, To Provide Transportation Demand Management (TDM) Services To Miami Beach; And Authorizing A Lump-Sum Payment, As Seed Funding, Utilizing Funds Available In The FY 2003-04 Parking Enterprise Professional Services Account. (Page 203)
(Public Works)

End of Regular Agenda

CITY OF MIAMI BEACH

CITY HALL 1700 CONVENTION CENTER DRIVE MIAMI BEACH, FLORIDA 33139
<http://ci.miami-beach.fl.us>



OFFICE OF THE CITY CLERK

HOW A PERSON MAY APPEAR BEFORE THE CITY COMMISSION OF THE CITY OF MIAMI BEACH, FLORIDA

THE REGULARLY SCHEDULED MEETINGS OF THE CITY COMMISSION ARE ESTABLISHED BY RESOLUTION. SCHEDULED MEETING DATES ARE AVAILABLE ON THE CITY'S WEBSITE, DISPLAYED ON CHANNEL 20, AND ARE AVAILABLE IN THE CITY CLERK'S OFFICE. COMMISSION MEETINGS COMMENCE AT 9:00 AM. GENERALLY THE CITY COMMISSION IS IN RECESS DURING THE MONTH OF AUGUST.

1. DR. STANLEY SUTNICK CITIZENS' FORUM will be held during the first Commission meeting each month. The Forum will be split into two (2) sessions, 1:30 p.m and 5:30 p.m. Approximately thirty (30) minutes will be allocated per session for each of the subjects to be considered, with individuals being limited to no more than three (3) minutes. No appointment or advance notification is needed in order to speak to the Commission during this forum.
2. Prior to every Commission meeting, an Agenda and backup material are published by the Administration. Copies of the Agenda may be obtained at the City Clerk's Office on the Monday prior to the Commission regular meeting. The complete Agenda, including all backup material, is available for inspection the Monday and Tuesday prior to the Commission meeting at the City Clerk's Office and at the following Miami Beach Branch Libraries: Main, North Shore, and South Shore. The information is also available on the City's website which is - <http://ci.miami-beach.fl.us>.
3. Any person requesting placement of an item on the Agenda must provide a written statement with his/her complete address and telephone number to the Office of the City Manager, 1700 Convention Center Drive, 4th Floor, Miami Beach, Fl 33139, briefly outlining the subject matter of the proposed presentation. In order to determine whether or not the request can be handled administratively, an appointment may be scheduled to discuss the matter with a member of the City Manager's staff. "Requests for Agenda Consideration" will not be placed on the Agenda until after Administrative staff review. Such review will ensure that the issue is germane to the City's business and has been addressed in sufficient detail so that the City Commission may be fully apprised. Such written requests must be received in the City Manager's Office no later than noon on Tuesday of the week prior to the scheduled Commission meeting to allow time for processing and inclusion in the Agenda package. Presenters will be allowed sufficient time, within the discretion of the Mayor, to make their presentations and will be limited to those subjects included in their written requests.
4. Once an Agenda for a Commission Meeting is published, persons wishing to speak on items listed on the Agenda may call or come to City Hall, Office of the City Clerk, 1700 Convention Center Drive, telephone 673-7411, before 5:00 p.m. on the Tuesday prior to the Commission meeting and give their name, the Agenda item to be discussed, and if known, the Agenda item number.
5. All persons who have been listed by the City Clerk to speak on the Agenda item in which they are specifically interested, and persons granted permission by the Mayor, with the approval of the City Commission, will be allowed sufficient time, within the discretion of the Mayor, to present their views. When there are scheduled public hearings on an Agenda item, IT IS NOT necessary to register at the City Clerk's Office in advance of the meeting. All persons wishing to speak at a public hearing may do so and will be allowed sufficient time, within the discretion of the Mayor, to present their views.
6. If a person wishes to address the Commission on an emergency matter, which is not listed on the agenda, there will be a period of fifteen minutes total allocated at the commencement of the Commission Meeting at 9:00 a.m. when the Mayor calls for additions to, deletions from, or corrections to the Agenda. The decision as to whether or not the matter will be heard, and when it will be heard, is at the discretion of the Mayor and the City Commission. On the presentation of an emergency matter, the speaker's remarks must be concise and related to a specific item. Each speaker will be limited to three minutes.

CITY OF MIAMI BEACH
2003 CITY COMMISSION
AND
REDEVELOPMENT AGENCY
MEETINGS

January 8 (Wednesday)

February 5 (Wednesday)

February 26 (Wednesday)

March 19 (Wednesday)

April 9 (Wednesday)

April 30 (Wednesday)

May 21 (Wednesday)

June 11 (Wednesday)

July 2 (Wednesday)

July 30 (Wednesday)

August City Commission is in recess

September 10 (Wednesday)

October 15 (Wednesday)

November 5 (Wednesday)

November 19 (Wednesday)*

November 25 (Tuesday)

December 10 (Wednesday)

* If a runoff election is necessary

CITY OF MIAMI BEACH
COMMISSION ITEM SUMMARY



Condensed Title:

An ordinance amending Chapter 14 of the City of Miami Beach Code by amending Division 2 thereof entitled "Permit Fees" and by amending Appendix A entitled "Fee Schedule" by amending Sections 14-61 through 14-70 entitled "Division 2. Permit Fees" providing for an increase for permit fees.

Issue:

Should the Mayor and City Commission adopt on second reading an amendment to increase permit fees by 15% while limiting and not increasing residential/homeowner permits fees, to make them comparable to other municipalities and the Miami-Dade County?

Item Summary/Recommendation:

On May, 12, 2003, the City's Finance and Citywide Projects Committee discussed the consultant report and reviewed the Administration's recommendation to amend the building permit fee ordinance by, 1) increasing fees in order to recover the cost associated with providing the Building Department services; 2) maintain fees in line with what other comparable municipalities and Miami-Dade County are charging for like services; and 3) to explore the capabilities of offering an online application.

Advisory Board Recommendation:

The Budget Advisory Board (BAC) approved the suggested increase on July 9 and 23, 2002.

The City's Finance and Citywide Projects Commission Committee, on May 12, 2003, directed the Administration to draft the amendment ordinance.

Financial Information:

Source of Funds:		Amount	Account	Approved
	1			
	2			
	3			
	4			
	Total			

City Clerk's Office Legislative Tracking:

Christina M. Cuervo/Phil Azan

Sign-Offs:

Department Director	Assistant City Manager	City Manager

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AGENDA ITEM

R5A

DATE

9-12-03

CITY OF MIAMI BEACH

CITY HALL 1700 CONVENTION CENTER DRIVE MIAMI BEACH, FLORIDA 33139
www.miamibeachfl.gov



COMMISSION MEMORANDUM

To: Mayor David Dermer and
Members of the City Commission

Date: September 18, 2003

From: Jorge M. Gonzalez
City Manager

A handwritten signature in black ink, appearing to read "Jorge".

SECOND READING

Subject: **AN ORDINANCE OF THE MAYOR AND CITY COMMISSION OF THE CITY OF MIAMI BEACH, FLORIDA, AMENDING CHAPTER 14 OF THE CITY OF MIAMI BEACH CODE BY AMENDING DIVISION 2 THEREOF ENTITLED "PERMIT FEES", AND BY AMENDING APPENDIX A ENTITLED "FEE SCHEDULE", BY AMENDING SECTIONS 14-61 THROUGH 14-70 ENTITLED "DIVISION 2. PERMIT FEES", PROVIDING FOR AN INCREASE IN PERMIT AND INSPECTION FEES FOR BUILDING, PLUMBING, ELECTRICAL AND MECHANICAL WORK AND FOR OTHER BUILDING DEPARTMENT ACTIVITIES; PROVIDING FOR REPEALER, SEVERABILITY, CODIFICATION AND AN EFFECTIVE DATE.**

ADMINISTRATION RECOMMENDATION

The City Administration recommends that the City Commission approve the attached ordinance, which would amend chapter 14 of the City Code entitled "Building Regulation" by amending Division 2 thereof entitled "Permit Fees" and by amending Appendix A thereto entitled "Fee Schedule".

ANALYSIS

On September 16, 1992, Ordinance No. 92-2796 was adopted, which amended Chapter 8 of the City of Miami Beach Code Section 8-3 entitled "Schedule of Permit Fees" providing for an increase of 30% in permit fees. Since the adoption of the said ordinance, for almost 11 years, there has been no increase in permit fees. Since the building permit fees have not been increased, the fees currently charged also have not been adjusted for inflation and do not reflect the increased personnel cost, and therefore, the full cost of services provided are not being recovered.

The Consumer Price Index (CPI) from September of 1992 to March 2003 presents a 32% increase. Separately, the City contracted with JRD & Associates, who has analyzed the building permit fees and compared them to similar fees charged by other municipalities and

Miami-Dade County, and has recommended a 15% increase across the board, and where necessary, additional increases to make fees comparable with other municipalities. A 15% increase would yield approximately \$750,000 for each fiscal year, which would fund the total cost of services including indirect costs.

The Budget Advisory Committee (BAC) at their July 9, 2002 and July 23, 2002 meetings unanimously approved the suggested increase.

On May, 12, 2003, the City's Finance and Citywide Projects Committee discussed the consultant report and reviewed the Administration's recommendation to amend the building permit fee ordinance by, 1) increasing fees in order to recover the cost associated with providing the Building Department services; 2) maintain fees in line with what other comparable municipalities and Miami-Dade County are charging for like services; 3) to explore the capabilities of offering an online application.

The Administration has drafted an amendment ordinance to the building permit fees taking all the above recommendations into consideration, and with special consideration given to not increase fees for any owner-builder type of projects including remodeling and alteration of single-family homes and owner-occupied condominium units. Furthermore, the defined uses and the fee structure for the training and education surcharge on building permit fees provided for in the ordinance are also being amended to include funding for technology enhancements in the Building Department, including an on-line application processing.

The attached ordinance has been drafted to represent a 15% across the board increase, and where necessary, additional increases to make fees comparable with other municipalities. Where the 15% increases on the individual fee items did not result in a whole dollar amount, the individual fee items were rounded up to the next whole dollar amount. As a result of the foregoing, the average permit fee increase may end up higher than 15%, depending on the type of project. In addition, the current training fee surcharge was amended to the training & technology fee surcharge, and therefore, the said fee structure was modified to capture the cost of planned technology initiatives.

Further, in compliance with F.S. 553.80 2(b) & (c), a plans re-review fee for any subsequent review of plans that are rejected on the third review, and a new re-inspection fee for any subsequent inspections after the 2nd failed inspection are established in the drafted ordinance.

On August 26, 2003, the City staff attended a demonstration of an internet permitting software by Accela, Inc. (the existing vendor for the City's permitting system), and the City staff made several recommendations for modifications to the software by the vendor as a precondition for procurement consideration. The administration has directed the Building and Information Technology Departments to explore the best available option to implement the internet permitting process, with consideration given to cost, number of potential users of the system and the timeline for implementation.

On September 3, 2003, the Building Department staff held an informative workshop with the development community and the construction industry representatives to advise of the ordinance changes and receive input and comments. The workshop was attended by representatives of the industry across the board including contractors, architects, engineers, developers and a representative from the Builders' Association of South Florida (BASF). During the workshop, a power point presentation by the JRD & Associates on fee increase justification, a demonstration of hand-held computers for inspectors by Ideas Integration, Inc. and a demonstration of internet permitting by the Information Technology Department were provided. The overwhelming number of the attendees stated that they do not object to the proposed fee increases, as long as all technology initiatives and enhancements are implemented.


JMG/CMC/PA/HD

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ORDINANCE NO. _____

AN ORDINANCE OF THE MAYOR AND CITY COMMISSION OF THE CITY OF MIAMI BEACH, FLORIDA, AMENDING CHAPTER 14 OF THE CITY OF MIAMI BEACH CODE BY AMENDING DIVISION 2 THEREOF ENTITLED "PERMIT FEES", AND BY AMENDING APPENDIX A ENTITLED "FEE SCHEDULE", BY AMENDING SECTIONS 14-61 THROUGH 14-70 ENTITLED "DIVISION 2. PERMIT FEES", PROVIDING FOR AN INCREASE IN PERMIT AND INSPECTION FEES EFFECTIVE OCTOBER 1, 2003 FOR BUILDING, PLUMBING, ELECTRICAL AND MECHANICAL WORK AND FOR OTHER BUILDING DEPARTMENT ACTIVITIES; PROVIDING FOR REPEALER, SEVERABILITY, CODIFICATION, AND AN EFFECTIVE DATE.

WHEREAS, the City of Miami Beach has not increased permit fees since September 16, 1992, and the cost associated with running the Building Department has increased significantly since that time; and

WHEREAS, the City's building consultant, JRD & Associates, Inc., has analyzed the City's permit fees and compared them to similar fees charged by other municipalities and Miami-Dade County and has recommended a 15% increase across the board and, where necessary, additional increases to make fees comparable with other municipalities; and

WHEREAS, the Budget Advisory Committee (BAC) at their July 9, 2002 and July 23, 2002 meetings unanimously approved the suggested increases; and

WHEREAS, on May 12, 2003, the City's Finance and Citywide Projects Committee directed the City Administration to draft an amendment to the building permit fee ordinance increasing fees in order to recover costs associated with running the Building Department; maintain fees in line with what other comparable municipalities and Miami-Dade County are charging for like services; and to explore the prospect of offering an online application process; and

WHEREAS, the proposed increased fees are projected to generate additional revenues to the City of \$750,000 annually to cover increased expenses and technology initiatives; and

WHEREAS, the City Administration recommends that the City Commission approve the proposed Ordinance which would amend Division 2 of Chapter 14 of the City of Miami Beach Code entitled "Permit Fees", and appendix A entitled "Fee Schedule" by amending Sections 14-61 through 14-70 entitled "Division 2. Permit fees"; providing for an increase in fees effective October 1, 2003.

NOW, THEREFORE, BE IT DULY ORDAINED BY THE MAYOR AND CITY COMMISSION OF THE CITY OF MIAMI BEACH, FLORIDA:

SECTION 1. AMENDMENT OF DIVISION 2 OF CHAPTER 14

That DIVISION 2 of Chapter 14 of the Code of the City of Miami Beach is hereby amended to read as follows:

DIVISION 2. PERMIT FEES.

Section 14-61. Permit fees, generally.

(a) *Levied.* Permits, inspections and other fees of the Building Department of the city are hereby levied and imposed and shall apply to building, plumbing, electrical and mechanical permits and other activities undertaken by that Department.

(b) *Double fees.* When work for which a permit is required is commenced prior to the obtaining of a permit, the permit applicant shall be required to pay a fee as specified in appendix A, plus a double permit fee as specified in this article. In no event shall the applicant pay less than a fee as specified in appendix A, plus double the amount of minimum fee as specified for each type of work. The payment of the required fee shall not relieve any person, firm or corporation from fully complying with all of the applicable regulations and codes, nor shall it relieve them from being subject to any of the penalties therein. The double fee requirement shall be applicable to all sections of the building services department as noted herein. For second offense of doing work without a permit, the permit applicant shall be required to pay twice the double permit fee plus a fee specified in appendix A. For each subsequent offense, the permit applicant shall be required to pay twice the double permit fee plus a fee specified in appendix A.

(c) *Reinspection fees.*

(1) ~~When extra inspection trips are due to incorrect address given on call for inspection, prior rejection of work due to faulty construction, work not being ready for inspection at time specified, failure to call for final or other inspections, or required corrections not being made or completed at time specified, as specified in appendix A for the first reinspection may be charged to the permit holder in the trade concerned in compliance with F.S. 553.80 (2)(c), after initial inspection and one subsequent reinspection of any project or activity for the same code violation specifically and continuously noted in each rejection, including but not limited to, egress, fire protection, structural stability, energy, accessibility, lighting, ventilation, electrical, mechanical, plumbing, and gas systems, or other requirements identified by the rule of the Florida Building Commission, a fee of four times the cost of initial inspection or first reinspection, whichever is greater, for each subsequent reinspection shall be paid. The inspection cost is determined by multiplying the actual time spent by the inspector by the inspection fee hourly rate, as defined in 14-61(h) and as specified in appendix A~~

~~(2) it is determined by the field inspector concerned, that the job has the same problem after the reinspection fee is assessed, paid and the reinspection made, then a second reinspection fee of sixty five dollars (\$65.00) shall be charged. Subsequently reinspection fees shall also be sixty five dollars (\$65.00) applicable to all sections of the Building Department.~~

~~(3)~~ (2) Payment of the reinspection fee shall be required before any subsequent permits will be issued to the person or firm owing same. Further inspections may be refused until payment of reinspection fees has been made.

~~(4) The reinspection fee of existing buildings by divisions to determine compliance with the South Florida Building Code shall thirty five dollars (\$35.00) per trade inspection including Inspection of Elevator if required. This shall not include~~

~~inspections to determine compliance with the Florida Building Code section dealing with forty-year recertification.~~

(d) *Lost plans fee.* When permitted set of plans for new buildings, additions or all other types of projects are lost by the applicants, owners, contractors, or any other representatives of the projects, a recertification fee will be required to review, stamp and approve a new set of plans as a field copy. Such fee shall be based 25 percent of the original building permit fee, with a minimum fee for group 1 R3 occupancy (single-family residence) as specified in appendix A and a minimum fee for all other types of occupancies, dwellings as specified in appendix A.

(e) *Revised plans processing fee.* The charge for plans processing of ~~major~~ revisions to plans re-processed and permitted shall be based on a fee of 30 percent of the original building permit, but shall not exceed a charge as specified in appendix A..

(f) *Lost permit card fee.* After a permit has been issued, if the permit inspection card has been lost, a replacement fee as specified in appendix A shall be charged.

(g) *Special projects fee.* A fee equal to actual staff time and related costs shall be assessed for special projects requiring research by the Building Department in order to answer questions proposed by developers, attorneys, realtors, etc. in connection with the use and development of properties, or to determine if any existing violations are on the property through a review of departmental records. Such special fees will be levied only for requests outside the scope of normal departmental work. A minimum fee as specified in appendix A shall be charged.

(h) *Inspection fee hourly rate.* The inspection fee hourly rate, as specified in appendix A, is determined at the beginning of each fiscal year based on the department's total projected expenditures, indirect costs and the resources assigned to the inspection program.

(i) *Plans review fee hourly rate.* The plan review fee hourly rate, as specified in appendix A, is determined at the beginning of each fiscal year based on the department's total projected expenditures, indirect costs and the resources assigned to the plans review program.

(j) *Plans re-review fee.* When extra plans reviews are due to failure to correct code violation specifically and continuously noted in each rejection, including but not limited to, egress, fire protection, structural stability, energy, accessibility, lighting ventilation, electrical, mechanical, plumbing, and gas systems, or other requirements identified by the rule of the Florida Building Commission, in compliance with F.S. 553.80 (2) (b), each time after the third such review that plans are rejected for the same code violation, a fee of four times the cost associated with the specific plans review shall be charged. The cost is calculated based on the actual time spent by plans examiners multiplied by the plans review fee hourly rate, as specified in appendix A.

(k) *Expedited plans review fee.* When, at the request of the applicant, expedited plans reviews are provided by the department's outside consultants, the applicant shall pay the actual cost of services invoiced to the department.

Sec. 14-62. Building permits.

(a) *Up-front processing fee.*

- (1) When the building permit application is received, the applicant shall pay an "up front" processing fee as specified in appendix A.
- (2) This processing fee is not refundable, but shall be credited toward the final building permit fee. The "up front" processing fee, after it is calculated, shall be rounded up to the nearest \$5.00, with a minimum fee as specified in appendix A.
- (3) When the up-front processing fee is larger than the final permit, not including surcharges, that up-front processing fee amount shall become the permit fee for that application.

(b) *Refunds, time limitations, cancellations.* The fees charged pursuant to this schedule, provided the same are for a permit required by Section ~~304.4~~ 104.1 of the South Florida Building Code, may be refunded by the Building Official subject to the following:

(1) No refunds shall be made on requests involving:

- (a) Permit fees of ~~\$65.00~~ \$75.00 or less; or
- (b) Permits revoked by the Building Official under authority granted by the South Florida Building Code; or
- (c) Permits cancelled by court order; or
- (d) Permits which have expired; or
- (e) Permits under which work has commenced as evidenced by any recorded inspection having been made by the department.

(2) A full refund shall be granted to a permit holder who takes out a permit covering work outside the jurisdictional inspection area.

(3) A full refund less ~~\$65.00~~ \$75.00 or 30 percent of the permit fee, whichever amount is greater, rounded down to the nearest dollar shall be granted to a permit holder who requests a refund in writing, provided:

- (a) That the permit holder makes a written request prior to the permit expiration date; and,
- (b) That a validated copy of the permit be submitted with such request; and,
- (c) That no work as evidenced by any recorded inspection has commenced under such permit.

(4) Where there is a change of contractor involving a permit for which a fee of more than \$50.00 was paid:

(a) The original permit holder:

1. Is not entitled to any refund if the permit has expired or if work, as evidenced by any recorded inspection, has commenced under such permit;
2. Is entitled to a full refund less the up-front processing fee, where the permit has not expired and no work, as evidenced by any recorded inspection, has commenced.

(b) The second permit holder shall pay:

1. A full fee if the original permit has expired; or
2. A fee specified in appendix A to cover the cost of transferring the data from the original to the second permit and processing the second permit

in instances where work, as evidenced by any recorded inspection, has commenced under the original unexpired permit;

3. A full fee as specified in appendix A to cover the transferring and reprocessing costs where no work, as evidenced by any recorded inspection has commenced under the original unexpired permit.
- (5) A fee as specified in appendix A shall be paid by the permit holder who submits a written request for a permit extension as authorized under section 304.3(b) 104.5.1.4 of the ~~South~~-Florida Building Code.
- (6) Where a permit has become null and void or expires pursuant to section 304.3(d) 104.5.1.1 of the ~~South~~ Florida Building Code, and no work, as evidenced by at least one recorded inspection, has been made by the department, a credit of 50 percent of the original permit fee covering the same project and involving the same plans shall be given, provided that a complete reapplication is made within ~~six months~~ 180 days of the expiration date of the original permit and provided that no refund has been made according to this section. The reapplication must be submitted with the plans and the applicant's validated copy of the original permit. The amount of this fee shall be, at least, equal to or higher than the minimum fee for the trade concerned.
- (7) The building official is authorized to charge the fees assessed prior to October 1, 2003 to those applications that are scheduled for sub-contract permits, where the master building permit was issued prior to October 1, 2003 and where written evidence such as a signed and dated copy of the subcontract was entered into prior to October 1, 2003.
- (8) The building ~~services~~ department director is authorized to charge an interest to any amount due when not paid by the due date. The interest rate shall be at the highest legal limit authorized by law; plus collection costs and attorneys fees.

(c) Building Permit fees are as specified in appendix A.

Sec. 14-63. Plumbing permits.

Plumbing permit fees are as specified in appendix A.

Sec. 14-64. Electrical Permits.

Electrical permit fees are as specified in appendix A.

Sec. 14-65 Mechanical Permits.

Mechanical Permit fees are as specified in appendix A.

Sec. 14-66. Annual Facility Permit ~~Premises Permit~~

The annual facility permit ~~premise permit~~ is adopted as outlined in the ~~South~~-Florida Building Code, section 104.1.7 which is applicable only to group F occupancies as defined in the Florida Building Code Chapter 3, Section 301.3 and the annual fees are:

- (1) *Calculation of the initial and final annual facility premises permit fee.* Each firm or organization which obtains an annual facility premise permit shall include in their application for such permit the total number of maintenance personnel including helpers and trainees there-under assigned to building, electrical, plumbing or mechanical work. The annual facility premise fee shall be computed by multiplying the total number of such employees times ~~\$35.00~~ \$40.00. The minimum annual facility premise permit fee shall be as specified in appendix A. At the expiration of the annual facility Premise permit the job log shall be submitted to the Building Department for the calculation and payment of any additional fee due for to the work performed according to the Job Log: No new annual facility premise permit shall be issued until the full amount for the prior year have been paid.
- (2) *Certificate of occupancy.* In order to obtain a certificate of temporary or permanent occupancy as required by ~~Ordinance No. 1891, City of Miami Beach, and the South~~ the Florida Building Code, the following original fees shall be paid for the purpose of defraying the costs of the original necessary zoning and building inspections. No refunds shall be made of fees paid for occupancy permits.
 - a. *Final certificate of occupancy.* Certificate of occupancy fees shall be as specified in appendix A.
 - b. *Temporary certificate of occupancy.* ~~See appendix A. Temporary certificate of occupancy fees shall be as specified in appendix A.~~ When the final certificate of occupancy is issued, the appropriate final fee charge shall be paid. The certificate of occupancy is the certificate of use for that facility for the first year of operation or part thereof.
 - c. *Certificate of Completion.* Certificate of completion fees for the rehabilitation, remodeling or repairs of structures when a certificate of occupancy is not required, shall be as specified in appendix A.

* * *

Sec. 14-67. Forty-year building recertification program.

- (a) There shall be a fee per building as specified in appendix A for the 40-year building recertification Program as required under the ~~South Florida Building Code and Miami-Dade County Ordinance Code~~ chapter 8, section 8-11(f) ~~75-34.~~
- (b) If a building has not been recertified in the time limitation established by the ordinance referred to in subsection (a), a late compliance fee as specified in appendix A shall be paid in addition to the regular recertification fee. This fee shall also apply if the building is declared unsafe and posted and the time limitation for the requirement of a new inspection and report does not apply.
- (c) When the building recertification process has not been completed for a particular building within the maximum time limitations established by the county ordinance, a notice of violation shall be issued. If the process is not completed within 45 days of the notice of violation date, the building shall be declared unsafe and vacated at owner's expense. The building shall remain secured while vacated. If the recertification is not complete within 90 days of the date when the building was declared unsafe a new inspection report with a new fee as specified in appendix A shall be processed before the building can be declared safe for occupancy.

Section 14-68. Occupant content sign.

There shall be a fee as specified in appendix A for the processing of an occupant content sign as specified in South Florida Building Code section 1003 .3102.2(8)(aa)

Section 14-69. Employee training, education, safety and technology enhancements.

A surcharge to building, electrical, mechanical, plumbing and demolition permits will be added for training, education and safety of the building department employees, and to procure and implement the latest technologies available for enhancement of services provided by the department, according to the schedule specified in appendix A.

Sec. 14-70. General information.

This section contains a list of other fees collected by the building services department for other departments or agencies. Specific amounts are given in appendix A.

- 1) A fee will be added to building permits for the state to study building code requirements for radon gas.
- 2) A surcharge will be added to building permits for the code compliance program established by the county.
- 4) A surcharge to the building permits will be added when processing marine structures according to schedule established by city ordinance.
- 5) A surcharge to the building permits will be added for the fire safety process according to schedule established by city ordinance.
- 6) For building permits walk-thru process a surcharge will be added for zoning process based on schedule established by city ordinance.
- 7) A sanitation impact fee shall be charged for all building, electrical, plumbing, mechanical and demolition permits.

* * *

SECTION 2. AMENDMENT OF APPENDIX A TO SECTIONS 14-61 THROUGH 14-70 ENTITLED "DIVISION 2.PERMIT FEES"

That Appendix A to sections 14-61 through 14-70 entitled "Division 2 Permit Fees" is hereby amended as follows:

APPENDIX A

FEE SCHDULE

Section this code	Description	Amount
	* * *	
	<i>Division 2. Permit Fees.</i>	
14-61(b)	Fee for starting work prior to issuance of permit:	
	First offense 400.00	<u>115.00</u>
	Second offense 200.00	<u>230.00</u>
	Subsequent offenses 500.00	<u>575.00</u>
14-61 (c)(2)(1)	Reinspection Fee:	
	First reinspection 35.00	<u>0.00</u>
	Second reinspection 65.00	* Based on 4 times the cost of 1 st inspection or 1 st reinspection, whichever is greater
	Subsequent reinspections 65.00	*Based on 4 times the cost of 1 st inspection or 1 st reinspection, whichever is greater.
<p>* In compliance with F.S. 553.80(2)(c), any subsequent reinspection after the first reinspection shall be charged four times the cost of first inspection or first reinspection, whichever is greater. The cost of inspections are calculated based on the actual time spent by the inspector multiplied by the inspection fee hourly rate, as specified in 14-61(h). The actual time of inspection is rounded up to the next quarter hour segment.</p>		
14-61 (c) (4)	Reinspection of existing building to determine compliance with the South Florida applicable Building Code 25.00	Based on actual time spent on inspection multiplied by inspection fee hourly rate, as specified in 14-61(h).

14-61 (d)	Lost plans fee, 25% of original fee, with a minimum of:		
	Group I-R3, single-family residence	65.00	<u>75.00</u>
	All other occupancies	100.00	<u>115.00</u>

14-61 (e)	Revised plans processing fee, 30% of original fee, with a maximum of	200.00	<u>500.00</u>
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14-61 (f)	Lost permit card fee:		
	Research fee per hour	25.00	<u>30.00</u>
	Residential occupancy maximum	65.00	<u>75.00</u>
	Other occupancies maximum	100.00	<u>115.00</u>

14-61 (g)	Special projects fee, minimum	25.00	<u>30.00</u>
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<u>14-61(h)</u>	<u>Inspection fee hourly rate</u>		<u>50.00*</u>
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*The inspection fee hourly rate is calculated at the beginning of each fiscal year based on the department's total projected expenditures, indirect costs and the resources assigned to the inspection program.

<u>14-61 (i)</u>	<u>Plans review hourly rate</u>		<u>50.00 *</u>
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*Plans review hourly rate is calculated at the beginning of each fiscal year based on the department's total projected expenditures, indirect costs and the resources assigned to plans review program.

<u>14-61 (j)</u>	<u>Plans re-review fee</u>		
	<u>First re-review</u>		<u>0.0</u>
	<u>Second re-review</u>		<u>0.0</u>

<u>Subsequent re-reviews</u>	<u>*Based on four times the amount of the permit fee attributed to the plans review.</u>
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* In compliance with F.S. 553.80(2)(b), any subsequent re-reviews after the third review shall be charged a fee of four times the amount of the proportion of the permit fee attributed to the plans review. The fee for plans review is calculated based on the actual time spent by the plans reviewer multiplied by the plans review hourly rate, as specified in 14-61(I).

14-62 (a)	Up-front processing fee:		
	New buildings and/or additions, per 100 square feet	3.00	<u>4.00</u>
	Alterations and repairs, per \$1000 estimated value of construction	4.00	<u>5.00</u>
	Minimum fee	40.00	<u>46.00</u>
14-62(b)(4)b.2.	Transfer of data from original to second building permit holder where no work has commenced	100.00	<u>115.00</u>
14-62(b)(4)b.3	Transfer of data from original to second building permit holder where work has commenced	130.00	<u>150.00</u>
14-62(b)(5)	Request for Building permit extension	65.00	<u>75.00</u>
14-62 (c)	Building Permit Fess:		
	<i>New building and / or additions:</i>		
	For each 100 sq. ft. or fractional part of floor area	13.00	<u>15.00</u>
	Minimum fee	40.00	<u>46.00</u>
	<i>Except that for buildings for storage and Industrial uses of the Group <u>S E</u> and <u>F F</u> Occupancies as defined in the South Florida Building Code, the fee shall be:</i>		
	For each 100 sq. ft., or fractional part of floor area up To 20,000 sq. ft.	13.00	<u>15.00</u>
	For each additional 100 sq. ft. or fractional part of floor area thereafter	6.50	<u>7.50</u>
	Minimum fee	40.00	<u>46.00</u>

Except that for greenhouses and buildings for Agricultural uses (non-residential) when located on the premises so used, screen enclosures and trailer additions:

For each 100 sq. ft. or fractional part of floor area	6.50	<u>7.50</u>
Minimum fee	40.00	<u>46.00</u>

New construction other than as specified herein (water towers, pylons, bulk storage tank foundations, seawalls, bulkheads, unusual limited-use buildings, free standing rigid canopies, marquees and similar construction):

For each \$1,000 of estimated cost or fractional part	13.50	<u>16.00</u>
Minimum permit fee	40.00	<u>46.00</u>

Metal-wood and/or prefab storage sheds, First 100 sq. ft.	15.00	<u>17.00</u>
Each additional 100 sq. ft.	10.00	<u>12.00</u>

Except for each service station underground storage tank and each approved fallout shelter which conforms to the specifications established by the civil defense and mobilization agency and the South Florida Building Code	45.00	<u>52.00</u>
Minimum fee (storage tank only)	50.00	<u>58.00</u>

Alterations and repairs to buildings and other structures for single-family homes, duplexes, and areas within a residential condominium unit by unit owner:

Up to \$ 1,000 of estimated cost or fractional part	45.00	<u>52.00</u>
For each additional \$1,000 of estimated cost or fractional part	18.00	<u>21.00</u>

Painting up to \$1,000 of estimated cost	35.00	<u>35.00</u>
Each additional \$1,000	13.00	
Minimum fee	40.00	

Alterations and repairs to buildings and other structures for multi-family, commercial, and industrial buildings:

<u>Up to \$1,000 of estimated cost or Fractional part</u>	45.00	<u>52.00</u>
<u>For each additional \$1,000 of estimated cost</u>	18.00	<u>21.00</u>

<u>Painting up to \$1,000 of estimated cost</u>	35.00	<u>40.00</u>
<u>Each additional \$1,000</u>	13.00	<u>15.00</u>
<u>Minimum fee</u>	40.00	<u>46.00</u>

*Installation or replacement of:
windows and exterior doors in all buildings,
or storefronts and fixed glass:*

New installation or replacement, for each window or door unit up to the first 100 units*	4.00	<u>5.00</u>
For each additional unit	2.50	<u>3.00</u>
Minimum fee	65.00	<u>75.00</u>

*Unit is the opening between structural columns

Curtain Walls including windows and doors therein:

For each 100 sq. ft. or fractional part thereof up to 10,000 sq. ft.	13.00	<u>15.00</u>
For each additional 100 sq. ft. or fractional part thereof	10.50	<u>12.00</u>
Minimum fee	40.00	<u>46.00</u>

Moving buildings or other structures:

For each 100 sq. ft. or fractional part thereof (does not include cost of new foundation or repairs to building or structure.)

~~43.00~~ 15.00

Minimum fee per building or structure

~~130.00~~ 150.00

*Concrete slabs (other than paving):
(Where separate installation not covered by prior permit)*

For first 1,000 sq. ft. or fractional part of area

~~65.00~~ 75.00

For each additional 1,000 sq. ft. or Fractional part of area

~~13.00~~ 15.00

Paving:

For first 1,000 sq. ft. or fractional part of area

~~40.00~~ 46.00

For each additional 1,000 sq. ft. or fractional part of area

~~19.50~~ 23.00

Signs:

Signs 36-4, sign erector, minimum

~~35.00~~ 40.00

Signs 36-4, sign writer

~~35.00~~ 40.00

Per square foot, minimum

~~0.15~~ 0.18

Signs 36-2, for sale, lease, open inspection, 6 month period

~~7.00~~ 8.00

Roofing, including re-roofing:

For first 2,000 sq. ft. or fractional part of area

~~65.00~~ 75.00

For each additional 1,000 sq. ft. or additional part of area

~~13.00~~ 15.00

Fences and/or walls, single-family and duplex buildings:

For first 100 lineal feet or fractional part	65.00	<u>65.00</u>
For each additional 100 lineal feet or fractional part thereof		13.00

Fences and/or walls, multi-family, commercial and industrial buildings:

<u>For first 100 lineal feet or fractional part</u>	65.00	<u>75.00</u>
<u>For each additional 100 lineal feet or fractional part thereof</u>	13.00	<u>15.00</u>

Awning, canopies and residential patio covers:

First \$1,000 of estimated cost	65.00	<u>75.00</u>
For each additional \$1,000 or fractional part thereof	6.50	<u>7.50</u>

Swimming pools:

For the first 20,000 gallon capacity or fractional part thereof	100.00	<u>115.00</u>
For each additional 1,000 gallon capacity or fractional part	13.00	<u>15.00</u>

Temporary platforms and temporary bleachers to be used for public assembly:

For each 100 sq. ft. or fractional part of platform area	65.00	<u>75.00</u>
For each 100 lineal feet or fractional part of seats	13.00	<u>15.00</u>

Demolition of buildings:

For the first 1,500 sq. ft. or fractional part of floor area	100.00	<u>115.00</u>
For each additional 1,000 sq. ft. or fractional part of floor area	20.00	<u>23.00</u>
Minimum Fee	250.00	<u>290.00</u>

Demolition of signs, fences and/or walls and structures other than above:

For each \$100.00 or fractional part of estimated cost up to \$1,000.00	40.00	<u>46.00</u>
For each additional \$1,000.00 or Fractional part of estimated cost	6.50	<u>7.50</u>

Trees, landscaping:

Each tree	4.00	<u>5.00</u>
Hedges per 100 lineal ft.	13.00	<u>15.00</u>
Ground cover per 1,000 sq. ft.	32.50	<u>38.00</u>
Minimum fee	35.00	<u>40.00</u>

Fumigation: ~~40.00~~

Parking area lighting:

Each footing and pole	5.00	<u>6.00</u>
Minimum fee	40.00	<u>46.00</u>

Elevator hoistway construction permit fees:

1-5 Floors	200.00	<u>230.00</u>
6-10 Floors	300.00	<u>345.00</u>
11-15 Floors	325.00	<u>375.00</u>
16-20 Floors	400.00	<u>460.00</u>
21-25 Floors	450.00	<u>520.00</u>
26-30 Floors	500.00	<u>575.00</u>
31-35 Floors	650.00	<u>750.00</u>
41-45 Floors	700.00	<u>805.00</u>
46-50 Floors	775.00	<u>895.00</u>
Above 50 Floors	1,000.00	<u>1,150.00</u>

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Plumbing permit fees:

Minimum plumbing permit fee:	40.00	<u>46.00</u>
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This minimum does not apply to permits issued as supplementary to current outstanding permits for the same job.

Roughing-in or plugged outlets for bathtubs, closets doctors, dentists, and hospital sterilizers, autoclaves, autopsy tables and other fixtures, appurtenances or other appliances having water supply or waste outlets, or both, drinking fountains, fixtures discharging into traps or safe water pipes, floor drains, laundry tubs, lavatories, safe waste pipes, showers, sinks, slop sinks, and urinals:

For first roughing-in or plugged outlet	40.00	<u>12.00</u>
or each additional outlet	40.00	<u>12.00</u>

Fixtures set on new roughing-in or plugged outlets or replaced on old roughing-in:

First fixture	40.00	<u>12.00</u>
For each additional fixture	40.00	<u>12.00</u>

Septic tanks, settling tanks, gas and oil interceptors, grease traps, Including drain line for same:

1,200 gallon capacity or less	40.00	<u>46.00</u>
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Over 1,200 gallon capacity	45.00	<u>52.00</u>
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Drain line relay	45.00	<u>52.00</u>
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Septic tank <u>or</u> <u>interceptor</u> abandonment (Where being abandoned)	40.00	<u>46.00</u>
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Sewer:

Each building storm sewer and each building sewer where connections made to a septic tank, to a collector line or to an existing sewer or to a city sewer or soakage pit or to a building drain outside of a building.	40.00	<u>46.00</u>
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Sewer capping	40.00	<u>46.00</u>
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Water drainage: Rainwater roof inlet:

Each inlet	13.00	<u>15.00</u>
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*Area, yard, sidewalk or rainwater drain
for which no other fee is provided:*

Each surface inlet	13.00	<u>15.00</u>
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Each catch basin	40.00	<u>46.00</u>
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Each soakage pit, each 200 cubic feet	20.00	<u>23.00</u>
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Condensate drain, air conditioning: Per outlet	7.50	<u>10.00</u>
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Except single not manifolded A/C outlet, not exceeding 5 hp	7.50	<u>10.00</u>
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Water piping:

Water service connection to a municipal
or private water supply system.

For the first meter on each lot	40.00	<u>46.00</u>
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Each additional meter on same lot	20.00	<u>23.00</u>
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Water connection to or outlets for
appliances or installations not covered by
fixtures or other permit.

20.00	<u>23.00</u>
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Irrigation system and underground
sprinkler system, etc.

40.00	<u>46.00</u>
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~~Fire sprinkler system connection to city water~~

~~65.00~~

~~Fire control system, including standpipe,
Siamese connections and pumps:~~

Each standpipe	65.00
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Each hose rack or each hose bib	20.00
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Each sprinkler head	1.50
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Standby for emergency potable water supply outlet	40.00	<u>46.00</u>
Solar water heater installations or repairs	40.00	<u>46.00</u>
Solar water heater booster connection	40.00	<u>46.00</u>
Swimming pool piping installation, not including wells or water supply	50.00	<u>65.00</u>
Sump pump	35.00	<u>40.00</u>
Swimming pool piping replacement or repair work. <u>Minimum</u> , each job.	40.00	<u>46.00</u>
Repairs to piping. For each \$100.00	4.00	<u>4.60</u>

Domestic water:

Risers, piping less than 1½ " each floor	13.00	<u>15.00</u>
Risers, piping 1½ " and larger each floor	25.00	<u>30.00</u>
Repipe bathrooms	40.00	<u>46.00</u>
Repipe kitchen	20.00	<u>23.00</u>

Repipe mains, top or bottom:

Less than 6 floors	200.00	<u>230.00</u>
6 floors or more	325.00	<u>375.00</u>
Water connections to pool	40.00	<u>46.00</u>
Water supply to firepump or system	40.00	
Water supply to each domestic pump or replacement	35.00	<u>40.00</u>
All Dry wells	40.00	<u>46.00</u>

Discharge wells (in inches):

<u>3 or less</u>		<u>46.00</u>
<u>4 ----6</u>		<u>100.00</u>

<u>7 ---12</u>	<u>150.00</u>
<u>13---18</u>	<u>200.00</u>
<u>18 and over</u>	<u>250.00</u>
<u>Settlement tank / interceptors for wells</u>	<u>50.00</u>

Natural gas and liquefied petroleum:

Minimum gas fee per permit	40.00	<u>46.00</u>
(This minimum does not apply to permits issued as supplementary to current outstanding permits for the same job.)		
For the first outlet (including cylinders and regulators)	13.00	<u>15.00</u>
For each additional outlet	4.00	<u>5.00</u>
For the first appliance (does not include warm air heating units, but does include un-vented space heaters and vented wall heaters-no duct work).	4.00	<u>5.00</u>
For each additional appliance or replacement	4.00	<u>5.00</u>
For first meter	40.00	
For each additional meter	7.00	
For change from a master to an individual meter	4.00	
For major repairs of gas pipe where no fixture or appliance installation is involved, <u>for each \$100.00 value of work</u>	4.00	<u>5.00</u>
Underground L.P. gas tanks	40.00	<u>46.00</u>
Above ground L.P. tanks	40.00	<u>46.00</u>
Change of company (no additional appliances or outlets)	40.00	<u>46.00</u>

*Water treatment plants, plumbing station,
sewage treatment plant and lift station:*

Water treatment plant, interior plant piping	200.00	<u>230.00</u>
Sewage treatment plant, interior plant piping	200.00	<u>230.00</u>
Lift station, Interior station piping	200.00	<u>230.00</u>

*Water and gas mains, on private property
and other than public utility easements:*

Each 50 feet or part thereof	13.00	<u>15.00</u>
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*Storm and sanitary utility and/or collector
lines, on private property other than public
utility easements:*

Each 50 feet or part thereof	13.00	<u>15.00</u>
In addition - each manhole	40.00	<u>46.00</u>

Temporary toilets:

Waterborne, For each installation	40.00	<u>46.00</u>
Chemical toilets, for each installation	40.00	<u>46.00</u>

Miscellaneous:

Siphon breakers on old installations, required when repair of unapproved water closet is made, each.	40.00	<u>46.00</u>
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Water heaters, electrical or gas, less than 200,000 Btu	40.00	<u>46.00</u>
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For plumbing repair work where no fees
are listed, fee equivalent to 4 percent of the
estimated value of work shall be charged.

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Electrical permit fees:

Minimum permit fee including repair work per permit, unless other minimum fee specified	35.00	<u>60.00</u>
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(This minimum does not apply to permits issued as supplementary to current outstanding permits for the same job.)

*Rough wiring outlets, light, and receptacle:
~~switch, sign~~
~~and also telephone and other low voltage outlets:~~*

1 through 10 outlets	24.00	<u>28.00</u>
For each additional outlet	2.00	<u>2.50</u>

Services. The following fees shall be charged for each service and for each subfeed in new installations only. No charge will be made for subfeeds in existing installations. Each service fee shall include one subfeed.

<u>Free standing service (new meter & service)</u>	N/A	<u>120.00</u>
<u>Electrical for demolition</u>	N/A	<u>120.00</u>
<u>Temporary for test</u>	N/A	<u>120.00</u>
Temporary for construction , test, etc.	50.00	<u>72.00</u>

<i>Sub feeds (in amperes):</i>		
100 amperes and under	7.50	<u>9.00</u>
101 ---200	10.50	<u>12.00</u>
201 ---400	12.00	<u>14.00</u>
401 ---600	13.00	<u>15.00</u>
601 ---800	18.00	<u>21.00</u>
Each additional 100 over 800	5.00	<u>8.00</u>

Service repair and/or meter change	45.00	<u>75.00</u>
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Switchboards, by amperes, same as "Services" above.

Equipment outlets or permanent connections:

<u>Microwave</u>	N/A	<u>12.00</u>
Range	10.00	<u>12.00</u>
Oven	10.00	<u>12.00</u>
Water heater	10.00	<u>12.00</u>
Spaceheater	10.00	<u>12.00</u>
Washing machine	10.00	<u>12.00</u>
Dryer	10.00	<u>12.00</u>
Fan (with fraction HP motor)	10.00	<u>12.00</u>

Garbage disposal	40.00	<u>12.00</u>
Dishwasher	40.00	<u>12.00</u>
Deep Freezer	40.00	<u>12.00</u>
Refrigerator	40.00	<u>12.00</u>
Air conditioners, window and through wall units each	43.00	<u>15.00</u>
Central Units, per Ton (minimum \$13.00)	6.00	<u>9.00</u>

Motors:

Each up to 1 horsepower	40.00	<u>12.00</u>
From 2 hp through 10 hp	50.00	<u>58.00</u>
Each hp over 10 hp	3.00	<u>3.50</u>
Machine outlets or permanent connections:		
X-ray - Portable (dentist)	25.00	<u>30.00</u>
X-ray - Stationary (doctor)	35.00	<u>40.00</u>
Diathermic	25.00	<u>30.00</u>
Isolation Units	50.00	<u>58.00</u>

*Generators and transformers,
Commercial heating
equipment and strip heaters, each generator or
transformer (kva or kw):*

Up to 5	6.50	<u>7.50</u>
6---10	13.00	<u>15.00</u>
11---15	16.00	<u>19.00</u>
16---20	22.50	<u>26.00</u>
21---25	35.00	<u>40.00</u>
26---50	65.00	<u>75.00</u>
Over 50, each additional kva or kw	0.75	<u>0.85</u>

Generators and transformers, where located on the same floor, fee for largest, plus each additional	1.50	<u>1.75</u>
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Welding machine outlets:

Up to 25 amperes	8.00	<u>9.00</u>
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Over 25 amperes for each additional 25 amperes or fractional part thereof	8.00	<u>9.00</u>
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Special-purpose outlets, commercial:

Popcorn, doughnut, drink machines, coin music machines, toasters, coffee urn, deep fryer, telephone booths, refrigerators, display cases, sign circuit, etc., each	9.00	<u>11.00</u>
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Painting - bake ovens, each	40.00	<u>46.00</u>
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Signs:

Per each square foot of face of sign	2.50	<u>3.00</u>
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New Strips:

First 100 L.F.	50.00	<u>58.00</u>
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Each Additional 100 L.F. or part thereof	30.00	<u>34.00</u>
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Signs Repairs & Reconnection, each	50.00	<u>58.00</u>
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Fixtures:

Lights:

1 --- 10 sockets	9.00	<u>10.50</u>
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1 --- 10 florescent tubes	9.00	<u>10.50</u>
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Each additional socket or tube	1.50	<u>1.75</u>
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Light poles each (fixture additional)	6.00	<u>7.00</u>
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Combination:

Light fixtures and outlets up through 10, one inspection	24.00	<u>28.00</u>
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Streamers or festoon lights:

First 10 lights or less	7.00	<u>8.00</u>
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Each additional 10 or less	6.50	<u>7.00</u>
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~~Plugmold Wiremold:~~

First 25 feet	24.00	<u>28.00</u>
Each 5 feet thereafter	4.00	<u>5.00</u>
<i>Swimming pool lighting:</i>		
Residential Pool or Spa.	45.00	<u>90.00</u>
Combination Pool and Spa	70.00	<u>100.00</u>
Commercial or Multi-family Pool, or Spa	90.00	<u>200.00</u>
Commercial or Multi-family combination Pool and Spa	150.00	<u>275.00</u>
<i>Temporary work on circuses, carnivals:</i>		
Per show.	250.00	<u>300.00</u>
Equipment Ground, each	0.00	
<i>Fire detection system:</i>		
Installation, central system	25.00	<u>30.00</u>
Smoke Detector, each	2.50	<u>3.00</u>
Head or target area, with product or wire of similar character, each	2.50	<u>3.00</u>
Speaker, each	2.50	<u>3.00</u>
<u>Strobe light, each</u>		<u>3.00</u>
Bell alarm station, each	2.50	<u>3.00</u>
Proximity Station	2.50	<u>3.00</u>
Reinspection fee, semi-annually	25.00	<u>30.00</u>
<i>Master television, intercom, burglar alarm, telephone, and radio:</i>		
Receiving Antenna Master Control	35.00	<u>40.00</u>
TV and radio antenna devices, wall outlets, suppressors, splitters, lightning arrestors, receivers, input devices, audio amplifiers, ground connections, etc.		

1 through 5 devices	24.00	<u>28.00</u>
Each additional device	1.30	<u>1.50</u>
Fire Alarm and or Fire Pump Test, per hour	50.00	
Minimum fee	400.00	<u>115.00</u>

14-65 Mechanical permit fees:

Air conditioning and refrigeration:
(Includes all component parts of the system except water, duct, electric and gas lines and connections that feed separately.)

(Where BTU rating is not known, substitute 1 hp for 1 ton or 12,000 Btu's for 1 ton.)

For each ton capacity or fractional part thereof	13.00	<u>15.00</u>
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Duct work: For the first \$1,000 or less	30.00	<u>35.00</u>
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For each additional \$1,000 or fractional part thereof	20.00	<u>23.00</u>
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Minimum fee	35.00	<u>40.00</u>
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Furnaces and heating equipment including commercial driers, ovens and other fired objects not elsewhere classified.

(Includes all component parts of the system except fuel and electrical lines.) (For vented and unvented wall heaters, see plumbing permit fees, natural and L.P. gas.)

<i>Gas or oil furnaces:</i> For the first 200,000 BTU per hour fractional part	32.00	<u>37.00</u>
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For each additional 100,000 Btu per hour or fractional part	13.00	<u>15.00</u>
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Strip Heater, Electric, each	25.00	<u>30.00</u>
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Air Handling units per Ton (A.H.U.)	13.00	<u>15.00</u>
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<i>Others:</i> Window or Room Air Conditioner, each	25.00	<u>30.00</u>
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Hoods, per foot	10.00	<u>12.00</u>
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Minimum	400.00	<u>115.00</u>
(Inspected annually, first inspection 12 months after installation and inspection every 12 months thereafter.)		
Inspection per year	400.00	<u>115.00</u>
Reinstallation or removal of fuel tank, above or below grade, each	400.00	<u>115.00</u>
Fire suppression and bag test	75.00	<u>86.00</u>
Contaminate ground water piping and installation, each	250.00	<u>290.00</u>
walk-in coolers and walk-in freezers each (equipment fees add.)	400.00	<u>115.00</u>
Cooling towers per ton	43.00	<u>15.00</u>

Elevators, escalators and other lifting apparatus:

Permit for new installation or major revamping (includes initial inspection and certificate):

Installation of elevators and escalators, up to three stories	325.00	<u>375.00</u>
Each additional story	25.00	<u>30.00</u>
Installation of wheel chair lifts, stair chairs, home elevators, handicap elevators.	80.00	<u>92.00</u>
Casing fee, per foot	2.50	<u>3.00</u>
Minimum fee, per casing	35.00	<u>40.00</u>
Annual maintenance repair permit (not to include major revamping)	500.00	<u>575.00</u>
Permit fee for repairs of elevators and other transporting apparatus, estimated cost. Up to \$1000.00	40.00	<u>46.00</u>
Each additional \$1000.00 or fractional part thereof	43.00	<u>15.00</u>
Fee schedule for escalators per rise	80.00	<u>92.00</u>

Fee schedule for roof window cleaning machine, each machine	90.00	<u>104.00</u>
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Annual fees for certificate of operation and Inspection; date due: October 1 every year.

Dumbwaiters - Certificate and inspection:

<i>Landings</i>	<i>Annual fees</i>	
0-2	53.00	<u>61.00</u>
3-4	61.00	<u>70.00</u>
5-6	70.00	<u>80.00</u>
7-8	79.00	<u>91.00</u>
9-10	88.00	<u>101.00</u>
11-12	97.00	<u>112.00</u>
13-14	106.00	<u>122.00</u>
15-16	115.00	<u>132.00</u>
More than 16	135.00	<u>155.00</u>
Reinspection fee, each reinspection	65.00	<u>75.00</u>
Duplicate of certificate, each	15.00	<u>17.00</u>

Elevators and escalators – certificate and inspection:

<i>Landings</i>	<i>Annual fees</i>	
0-2	71.00	<u>82.00</u>
3-4	80.00	<u>92.00</u>
5-6	89.00	<u>102.00</u>
7-8	98.00	<u>113.00</u>
9-10	107.00	<u>123.00</u>
11-12	116.00	<u>133.00</u>
13-14	125.00	<u>144.00</u>
15-16	134.00	<u>154.00</u>
17-18	143.00	<u>165.00</u>
19-20	152.00	<u>175.00</u>
21-22	161.00	<u>185.00</u>
23-24	170.00	<u>196.00</u>
25-26	179.00	<u>206.00</u>
27-28	188.00	<u>216.00</u>
29-30	198.00	<u>228.00</u>
31-32	207.00	<u>238.00</u>
33-34	216.00	<u>248.00</u>
35-36	225.00	<u>259.00</u>
37-38	234.00	<u>269.00</u>
39-40	243.00	<u>279.00</u>

41-42	252.00	<u>290.00</u>
43-44	261.00	<u>300.00</u>
45-46	270.00	<u>310.00</u>
47-48	279.00	<u>321.00</u>
49-50	288.00	<u>331.00</u>
51-52	297.00	<u>342.00</u>
53-54	306.00	<u>352.00</u>
55-56	315.00	<u>362.00</u>
57-58	324.00	<u>373.00</u>
59-60	333.00	<u>383.00</u>
More than 60	400.00	<u>460.00</u>

Reinspection fee, each reinspection	75.00	<u>100.00</u>
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Duplicate certificate, each	25.00	<u>30.00</u>
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The annual charge is based on the condition that the equipment is under a maintenance agreement with a qualified maintenance company, in which case there is no obligation for the City Inspection to be given every year. If no maintenance agreement is in effect August 1st of every year, the City Inspection will be performed every year and above charges for the next fiscal year shall be 150% of the one shown in these tables.

Witnessing of 1-year tests per ASME A17.1, part X, section 1000, rule 1000.1b	75.00	<u>100.00</u>
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Witnessing of 5-year tests per ASME A17.1, Part X, section 1000, rule 1000.1b	450.00	<u>200.00</u>
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Any elevator, escalator, etc, owner who fails to comply with the order to correct a violation issued within 30 days, is subject to an administrative fine up to \$500.00 in addition to any other penalty provided by law. Fines can be imposed for every 30 days period that the violation remains active.

These fines, before or after paid, can be appealed to the department director whose decision shall be final. No clearance for the use of the elevator shall be given until these fines have been paid or waived.

The department director can delegate this appeal function to the department assistant director, the city building official or the deputy building official.

Amusement rides and devices:

Verification of certificates of safety.

Examine copy of current certification by state, for each device (ride)	35.00	<u>40.00</u>
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Boilers and pressure vessels, Installation

permit fees, including initial inspections and certificate; does not include installation or connection of fuel and water lines:

Boilers (as defined in the ASME Boiler and Pressure Vessel Code) each		
Steam boilers	400.00	<u>115.00</u>
Hot water boilers	400.00	<u>115.00</u>
Miniature boilers	50.00	<u>58.00</u>
Steam drive prime movers, each	450.00	<u>175.00</u>
Steam actuated machinery, each	400.00	<u>115.00</u>
Unfired pressure vessels (Operating at pressures in excess of 60 psi and having a volume of more than 5 cu. ft.)	400.00	<u>115.00</u>
Periodic reinspection:		
Steam boilers (Semi-annual), internal and external:		
Internal inspection	400.00	<u>115.00</u>
External inspection	400.00	<u>115.00</u>
Hot water boilers (annual)	25.00	<u>30.00</u>
Unfired pressure vessels (annual)	400.00	<u>115.00</u>
Miniature boilers: (semi-annual), each inspection	400.00	<u>115.00</u>
Certificate of inspection where inspected by insurance company.	75.00	<u>100.00</u>
Shop inspection of boiler or pressure vessel per completed vessel, regardless of number of vessels inspected:		
Limit, per half-day	450.00	<u>175.00</u>
Limit, per full day	260.00	<u>300.00</u>
<i>Fire Sprinkler System:</i>		
Per sprinkler head	1.30	
Minimum permit fee	35.00	

CO2 and dry power systems for estimated cost:

up to \$1,000.00	25.00	<u>30.00</u>
For each additional \$1,000.00 or fractional part thereof	35.00	<u>40.00</u>
Fire wells (where applicable)	130.00	<u>150.00</u>
Acceptance tests for sprinkler systems	130.00	
Acceptance tests for stand pipes	130.00	
Hydrant use permits	N/C	
Construction meters	35.00	<u>40.00</u>
Pest control, lawn spraying, etc, annual per meter	75.00	<u>100.00</u>
Hydrant flow tests unless in conjunction with acceptance test for sprinkler systems	130.00	<u>150.00</u>
Storage tanks for flammable liquids	75.00	<u>100.00</u>
<i>Internal combustion engines:</i>		
Stationary, per engine	75.00	<u>100.00</u>
Generator test, full load	160.00	<u>200.00</u>
<i>Other fees:</i>		
Pressure and process piping, sheet metal and duct work and other mechanical lines:		
For estimated costs up to \$1,000.00	35.00	<u>40.00</u>
For each additional \$1,000.00 or fraction part	13.00	<u>15.00</u>
14-66(2)a. Certificate of occupancy fees:		
<u>Occupancy R3: single-family, duplex And triplex</u>		<u>150.00</u>
For <u>Group R1, R2 H</u> occupancy: Apartment, hotel, motel, etc:		
Per unit	13.00	<u>15.00</u>

Minimum	150.00	<u>175.00</u>
Maximum	1500.00	<u>1750.00</u>

Condominium and townhouses:

Shell	150.00	<u>175.00</u>
Per unit	50.00	<u>65.00</u>

For Group B and M G occupancy, ~~Division 1 & Division 2:~~
Mercantile, Business:

One business in whole building	250.00	<u>300.00</u>
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More than one rental spaces:

Shell	150.00	<u>175.00</u>
Plus, per space	50.00	<u>65.00</u>
Minimum	250.00	<u>300.00</u>

For A, E, H, I, R, D A, B, C, & D, occupancies,
assembly uses (theaters, restaurants,
night clubs, hospitals, old age homes,
prisons, schools, etc.), per use

250.00	<u>300.00</u>
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For S, E, F occupancies (storage facilities,
warehouses, gas stations, factories, etc.):

One use in whole building	250.00	<u>300.00</u>
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For more than one rental space.	150.00	<u>175.00</u>
Shell plus, per space	50.00	<u>65.00</u>
Minimum	250.00	<u>300.00</u>

For J S occupancies - special projects
(parking garages, marinas, commercial
parking lots, public pools, etc.):

0.1% of valuation

Minimum	150.00	<u>175.00</u>
Maximum	1000.00	<u>1150.00</u>

14-66(2)b. Temporary certificate of occupancy fees:
Maximum period, 90 days, 50% Of final
certificate of occupancy fee

Extension of temporary certificate of
occupancy, per period, 100% of final
certificate of occupancy fee

14-66(2)c.	Certificate of Completion fees: Single family, duplex and triplex	125.00	<u>150.00</u>
	All other Occupancies, 0.1% of valuation		
	Minimum	400.00	<u>115.00</u>
	Maximum	1500.00	
	* * *		
14-67.1	Forty-year recertification program fee:		
14-67(a)	Per building	100.00	<u>150.00</u>
14-67(b)	Late compliance fee, regular fee, plus	150.00	<u>250.00</u>
14-67(c)	New inspection report fee if recertification not completed within 90 days of building's being declared unsafe	250.00	<u>300.00</u>
14-67.2	Occupant content sign as per S.F.B.C., 3102.2(8)(aa)-Florida Building Code Section <u>1003</u> .	400.00	<u>150.00</u>
14-67.3	Employee training, education, safety, <u>and technology procurement and</u> <u>implementation for service enhancement</u> surcharge:		
	When fees are based on square footage, per square foot of gross area	0.01	<u>0.02</u>
	When fees are based on valuation, per \$1000.00 or fraction thereof	0.25	<u>1.00</u>
	When fees are based on Units for <u>For electrical, and plumbing and</u> <u>mechanical work, per Unit</u> <u>\$1000 valuation or fraction thereof</u>	0.01	<u>1.00</u>
	When fees are based on air conditioning tonnage, per ton or Btu.	0.15	<u>0.20</u>
14-70	Other general fees		
14-70 (1)	Added to building permits for state to study building code requirements for radon, gas, per square foot	0.01	
14-70 (2)	Surcharge added to building permits for County code compliance program, per \$1,000 of work valuation	0.50	<u>0.60</u>

14-70 (6)	Fee for issuance of certificate of occupancy, per square foot per month or part thereof, until December 31	0.04
14-70 (7)	Sanitation impact fee for all building, electrical, plumbing, mechanical demolition permits,) 0.15% <u>0.30%</u> of estimated cost of project:	
	Minimum	15.00
	Maximum	1500.00

* *

SECTION 3. REPEALER

All ordinances or parts of ordinances in conflict therewith be and the same are hereby repealed.

SECTION 4. SEVERABILITY

If any section, sentence, clause or phrase of this ordinance is held to be invalid or unconstitutional by any court of competent jurisdiction, then said holding shall in no way affect the validity or the remaining portions of this ordinance.

SECTION 5. EFFECTIVE DATE.

This Ordinance shall take effect on October 1, 2003.

PASSED and ADOPTED this 18th day of September 2003.

Attest:

CITY CLERK

1st reading: July 2, 2003
2nd reading

Mayor

T:\AGENDA\2003\Sep1003\regular\Bldg Permit Fees.ORDsep18.doc

**APPROVED AS TO
FORM & LANGUAGE
& FOR EXECUTION**

W. H. Duff 9/1/03
City Attorney Date

CITY OF MIAMI BEACH NOTICE OF PUBLIC HEARINGS



NOTICE IS HEREBY given that Public Hearings will be held by the Mayor and City Commission of the City of Miami Beach, Florida, in the Commission Chambers, 3rd floor, City Hall, 1700 Convention Center Drive, Miami Beach, Florida, on Thursday, September 18, 2003, at 5:00 p.m., to consider the following.

AN ORDINANCE AMENDING CHAPTER 50 OF THE CITY OF MIAMI BEACH CODE BY AMENDING SECTION 50-3 THEREOF ENTITLED "PLANS EXAMINATION, INSPECTIONS, PERMITS", AND BY AMENDING APPENDIX A ENTITLED "FEE SCHEDULE", BY AMENDING SECTIONS 50-3(B) THROUGH 50-3(N) ENTITLED "CHAPTER 50: FIRE PREVENTION AND PROTECTION", PROVIDING FOR AN INCREASE IN PERMIT AND INSPECTION FEES FOR FIRE PERMITS AND FOR OTHER FIRE DEPARTMENT ACTIVITIES;

Inquiries may be directed to the Fire Department (305) 673-7123.

AN ORDINANCE AMENDING CHAPTER 110 OF THE CITY OF MIAMI BEACH CITY CODE ENTITLED "UTILITIES," AMENDING ARTICLE IV ENTITLED "FEES, CHARGES, RATES AND BILLING PROCEDURES, DIVISION 2. RATES, FEES AND CHARGES," TO INCREASE THE WATER SUPPLY SERVICE CHARGE IMPOSED BY THE CITY; ADJUSTING THE SCHEDULE OF RATES FOR THE MINIMUM MONTHLY WATER SERVICE CHARGE; AND INCREASING THE SANITARY SEWER SERVICE CHARGE IMPOSED BY THE CITY;

Inquiries may be directed to the Public Works Department (305) 673-7080.

Robert E. Parcher, City Clerk
City of Miami Beach

Pursuant to Section 286.0105, Fla. Stat., the City hereby advises the public that: if a person decides to appeal any decision made by the City Commission with respect to any matter considered at its meeting or its hearing, such person must ensure that a verbatim record of the proceedings is made, which record includes the testimony and evidence upon which the appeal is to be based. This notice does not constitute consent by the City for the introduction or admission of otherwise inadmissible or irrelevant evidence, nor does it authorize challenges or appeals not otherwise allowed by law.

In accordance with the Americans with Disabilities Act of 1990, persons needing special accommodation to participate in this proceeding, or to request information on access for persons with disabilities, or to request this publication in accessible format, or to request sign language interpreters, should contact the City Clerk's office at (305) 673-7411, no later than four days prior to the proceeding. If hearing impaired, contact the City Clerk's office via the Florida Relay Service numbers, (800) 955-8771 (TTY) or (800) 955-8770 (VOICE).



Ad #207

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**CITY OF MIAMI BEACH
COMMISSION ITEM SUMMARY**



Condensed Title:

An ordinance amending Chapter 50 of the City of Miami Beach Code by amending Section 50-3 thereof entitled "Plans Examination, Inspection, Permits" and by amending Appendix A entitled "Fee Schedule" by amending Sections 50-3(b) through 50-3(n) entitled "Chapter 50: Fire Prevention and Protection" providing for an increase for permit fees.

Issue:

Should the Mayor and City Commission adopt on first reading an amendment to increase permit fees by 15%, to recover some of the costs of providing the service and to make them comparable to other municipalities?

Item Summary/Recommendation:

Adopt on Second Reading on September 18, 2003.

Advisory Board Recommendation:

The City's Finance and Citywide Projects Commission Committee, on July 16, 2003, directed the Administration to prepare an ordinance increasing the fees by 15%.

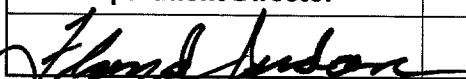
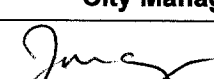
Financial Information:

Source of Funds: <div style="border: 1px solid black; width: 80px; height: 40px; margin: 5px 0;"></div> Finance Dept.		Amount	Account	Approved
	1			
	2			
	3			
	4			
	Total			

City Clerk's Office Legislative Tracking:

Floyd Jordan/Sonia Machen

Sign-Offs:

Department Director	Assistant City Manager	City Manager
		

RECEIVED
03 SEP - 9 AM 9:17
CITY MANAGER'S OFFICE

AGENDA ITEM

R5B

DATE

9-18-03

CITY OF MIAMI BEACH

CITY HALL 1700 CONVENTION CENTER DRIVE MIAMI BEACH, FLORIDA 33139
www.miamibeachfl.gov



COMMISSION MEMORANDUM

To: Mayor David Dermer and
Members of the City Commission

Date: September 18, 2003

From: Jorge M. Gonzalez
City Manager

SECOND READING

Subject: AN ORDINANCE OF THE MAYOR AND CITY COMMISSION OF THE CITY OF MIAMI BEACH, FLORIDA, AMENDING CHAPTER 50 OF THE CITY OF MIAMI BEACH CODE BY AMENDING SECTION 50-3 THEREOF ENTITLED "PLANS EXAMINATION, INSPECTIONS, PERMITS", AND BY AMENDING APPENDIX A ENTITLED "FEE SCHEDULE", BY AMENDING SECTIONS 50-3(b) THROUGH 50-3(n) ENTITLED "CHAPTER 50: FIRE PREVENTION AND PROTECTION", PROVIDING FOR AN INCREASE IN PERMIT AND INSPECTION FEES FOR FIRE PERMITS AND FOR OTHER FIRE DEPARTMENT ACTIVITIES; PROVIDING FOR REPEALER, SEVERABILITY, CODIFICATION, AND AN EFFECTIVE DATE.

ADMINISTRATION RECOMMENDATION

The City Administration recommends that the City Commission approve the ordinance, which amends Chapter 50 of the City Code entitled "Fire Prevention and Protection" by amending Section 50-3 thereof entitled "Plans Examination, Inspections, Permits", and by amending Appendix A thereto entitled "Fee Schedule".

ANALYSIS

On September 16, 1992, Ordinance No. 92-2796 was adopted, which amended Chapter 8 of the City of Miami Beach Code Section 8-3 entitled "Schedule of Permit Fees" providing for an increase of 30% in permit fees. Since the adoption of the said ordinance, for almost 11 years, there have been no increases in permit fees. Since the permit fees have not been increased, the fees currently charged also have not been adjusted for inflation and do not reflect the increased personnel cost, and therefore, the full cost of services provided are not being recovered.

The Consumer Price Index (CPI) has increased 32% between September of 1992 and March 2003. Separately, the City contracted with JRD & Associates, who has analyzed the fire permit fees and compared them to similar fees charged by other municipalities, and has recommended a 15% across the board increase, and where necessary, recommended additional increases to make fees comparable with other municipalities. A 15% increase will yield approximately \$28,000 for each fiscal year, which is still less than the cost of the plan review services.

On July 16, 2003, the City's Finance and Citywide Projects Committee discussed the Fire Department fees and agreed that fees should be increased by fifteen percent. The Committee voted to amend the fire permit fee ordinance by: 1) increasing fees in order to recover some of the cost associated with providing the Fire Department services; and 2) maintain fees in line with what other comparable municipalities are charging for like

services.

In addition to the increase of existing fees, the following fees have been created to recover some of the cost associated with the new construction permitting services.

- The Fire Department conducts plan review, inspection, and testing of new fire alarm systems. However, fees have not been charged for the work performed by the Fire Department. The current fee charged for a fire alarm system is to fund the electrical plan review and electrical inspection, which accounts for approximately ten percent of the work.
- The Fire fee will be as follows:
 - o \$30.00 Fire Alarm Panel
 - o \$3.00 per device (strobe, pull station, speaker, etc.)
 - o Acceptance Test:
 - 1-2 Floors \$50.00
 - 3-5 Floors \$75.00
 - 6 or More \$150.00
- When a contractor requests a Temporary Certificate of Occupancy (TCO), the fire inspector must conduct an inspection in addition to the final inspection. Currently, the Fire Department does not charge for this extra inspection. The Building Department collects a fee equal to 50% of the final Certificate of Occupancy fee, which averages \$250.00. The proposed Fire Department fee would be \$50.00, which is substantially less than the TCO fee charged by the Building Department.

The Administration has drafted an amendment ordinance to the fire permit fees taking all the above recommendations into consideration.

F.J.
JMG/FJ/SFM

ORDINANCE TO BE SUBMITTED

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**CITY OF MIAMI BEACH
COMMISSION ITEM SUMMARY**



Condensed Title:

An ordinance amending the City of Miami Beach City Code Chapter 110, entitled "Utilities" amending Article IV, entitled "Fees, Charges, Rates, and Billing Procedures Division 2. Rates, Fees and Charges" to increase the water supply service charge imposed by the City; adjusting the schedule of rates for minimum monthly water service charge imposed by the City; providing for a repealer, severability and an effective date.

Issue:

Shall the City amend the City Code increasing the charges for water and sewer?

Item Summary/Recommendation:

On September 4, 2003 the City Commission passed, on first reading, the attached ordinance increasing the wholesale water and sewer rates charged to the citizens of Miami Beach and surrounding cities served by Miami Beach. This is a "pass through charge" in response to an increase by the Miami-Dade Board of County Commission.

The present wholesale water rate charged to the City is \$0.7693 per thousand gallons. The proposed increase will raise the wholesale rates to \$0.85 per thousand gallons. The annual increase cost to the City is an estimated \$700,513.

The present average wholesale wastewater treatment rate charged to the City is \$1.66 per thousand gallons. The proposed increase will raise the wholesale average cost of wastewater treatment to \$1.70. The annual increase cost to the City for wastewater treatment is estimated to be \$352,172. Increasing the water and sewer rates in the amounts levied by the County will keep the City water and sewer funds balanced. Administration recommends adopting the Ordinance.

Advisory Board Recommendation:

N/A

Financial Information:

Source of Funds:		Amount	Account	Approved
<div style="border: 1px solid black; width: 80px; height: 50px; margin: 0 auto;"></div> Finance Dept.	1	352,172.00	0420 000 337 (Sewer)	
	2	700,513.00	0410 000 336 (Water)	
	3			
	4			
	Total	1,052,685		

City Clerk's Office Legislative Tracking:

Bob Halfhill

Sign-Offs:

Department Director	Assistant City Manager	City Manager

AGENDA ITEM

R5C

DATE

9-18-03

CITY OF MIAMI BEACH

CITY HALL 1700 CONVENTION CENTER DRIVE MIAMI BEACH, FLORIDA 33139
www.miamibeachfl.gov



COMMISSION MEMORANDUM

To: Mayor David Dermer and
Members of the City Commission

Date: September 18, 2003

From: Jorge M. Gonzalez *Jorge*
City Manager

(SECOND READING)

Subject: **AN ORDINANCE OF THE MAYOR AND CITY COMMISSION OF THE CITY OF MIAMI BEACH, FLORIDA, AMENDING CHAPTER 110 OF THE CITY OF MIAMI BEACH CITY CODE ENTITLED "UTILITIES," AMENDING ARTICLE IV ENTITLED "FEES, CHARGES, RATES AND BILLING PROCEDURES DIVISION 2. RATES, FEES AND CHARGES" TO INCREASE THE WATER SUPPLY SERVICE CHARGE IMPOSED BY THE CITY; ADJUSTING THE SCHEDULE OF RATES FOR THE MINIMUM MONTHLY WATER SERVICE CHARGE; AND INCREASING THE SANITARY SEWER SERVICE CHARGE IMPOSED BY THE CITY; PROVIDING FOR CODIFICATION, REPEALER, SEVERABILITY, AND AN EFFECTIVE DATE.**

ADMINISTRATION RECOMMENDS:

Adopt the ordinance.

ANALYSIS:

The rates for water supply and sanitary sewer services consist of a pass-through of the wholesale rate the City pays to the Miami-Dade Water and Sewer Department (WASD) for the purchase of potable water and treatment of sewage; debt service for the Series 2000 Water and Sewer Revenue bonds; operating and maintenance costs for the water and sewer utility; and a 7.5% fee paid to the Miami-Dade County Environmental Resource Management Department (DERM). The monthly minimum service charge for water is based on the meter size and consumption per month as established by Code and will increase to reflect the proposed rate.

The Miami-Dade County Water and Sewer Department notified the City of a proposed increase for wholesale rate for water and wastewater treatment. The present wholesale water rate charged to the City is \$0.7693 per thousand gallons. The increase will raise the wholesale rate to \$0.8500 per thousand gallons. This reflects an increase in the average rate of \$.081 per one thousand gallons. The annual cost increase to the City for wholesale water is an estimated \$700,513.

The average wholesale wastewater rate for the fiscal beginning October 1, 2003 and ending September 30, 2004 is proposed to be an average of \$1.70 per thousand gallons. This reflects an increase to the average rate of \$0.04 per one thousand gallons. The annual cost increase to the City for wastewater treatment is \$352,172.

The City's utility rates are structured to collect the necessary amounts to meet the operating and maintenance cost, the debt service for water and sewer bonds; and other fees assessed by the County. Increasing the water and sewer rates in the amounts levied by the County will keep the City water and sewer funds balanced.

CONCLUSION:

The City Commission should adopt the ordinance.

RTH/FHB/

Attachment

F:\Work\All\Commission Agenda Items\September 18

ORDINANCE NO. _____

AN ORDINANCE OF THE MAYOR AND CITY COMMISSION OF THE CITY OF MIAMI BEACH, FLORIDA, AMENDING APPENDIX A TO SECTION 110-166(a) ENTITLED "SCHEDULE OF WATER RATES AND TAPPING CHARGES" OF DIVISION 2. ENTITLED "RATES, FEES AND CHARGES" OF CHAPTER 110 OF THE MIAMI BEACH CITY CODE ENTITLED "UTILITIES" IN ORDER TO INCREASE MINIMUM MONTHLY SERVICE CHARGE IMPOSED BY THE CITY; ADJUSTING THE SCHEDULE OF RATES FOR THE MINIMUM MONTHLY WATER SERVICE CHARGE; AND INCREASING THE SANITARY SEWER SERVICE CHARGE IMPOSED BY THE CITY; PROVIDING FOR CODIFICATION, REPEALER, SEVERABILITY, AND AN EFFECTIVE DATE.

WHEREAS, the Board of County Commissioners for Miami-Dade County will consider a proposal for wastewater and water rate adjustments for fiscal year 2003/2004 which will have an impact on the rates charged by the City; and

WHEREAS, the schedule of rate increases provided herein provides for the increase in wholesale rates to be charged to the City by the County and the payment of principal and interest for the 1995 Water and Sewer Revenue Bonds and Series 2000 Water and Sewer Revenue Bonds; and

WHEREAS, the rate increase provided herein includes the increase proposed by the Miami-Dade Board of County Commissioners for water and wastewater; and

WHEREAS, the rate increases provided herein also include payment of the County's Department of Environmental Resources Management fee.

NOW, THEREFORE, BE IT ORDAINED BY THE MAYOR AND CITY COMMISSION OF THE CITY OF MIAMI BEACH, FLORIDA as follows:

SECTION 1: That Appendix A to Article IV, Division 2, of Chapter 110 of the Miami Beach City Code is hereby amended as follows:

Appendix A – Fee Schedule

* * *

Section This Code	Description	Amount
	Article IV, Fees, Charges, Rates and Billing Procedure Division 2. Rates, Fees and Charges	

110-166(a) Minimum Service Charge: Effective for billings on or after October 1, 2003

Size of Meter	Gallons of Water per Month	Minimum Monthly Service Charge	
3/4"	5,000	11.80	<u>11.88</u>
1"	7,000	16.52	<u>16.60</u>
1.5"	11,000	25.96	<u>26.04</u>
2"	17,000	40.12	<u>40.20</u>
3"	40,000	94.40	<u>94.48</u>
4"	80,000	188.80	<u>188.88</u>
6"	120,000	383.20	<u>383.28</u>
8"	200,000	472.00	<u>472.08</u>

Minimum Service Charge: Effective for billings on or after October 1, 2004

Size of Meter	Gallons of Water per Month	Minimum Monthly Service Charge	
3/4"	5,000	12.05	<u>12.13</u>
1"	7,000	16.87	<u>16.95</u>
1.5"	11,000	26.51	<u>26.59</u>
2"	17,000	40.97	<u>41.05</u>
3"	40,000	96.40	<u>96.48</u>
4"	80,000	192.80	<u>192.88</u>
6"	120,000	289.20	<u>289.28</u>
8"	200,000	482.00	<u>482.08</u>

Minimum Service Charge: Effective for billings on or after October 1, 2005

Size of Meter	Gallons of Water per Month	Minimum Monthly Service Charge	
3/4"	5,000	12.30	<u>12.38</u>
1"	7,000	17.22	<u>17.30</u>
1.5"	11,000	27.06	<u>27.14</u>
2"	17,000	41.82	<u>41.90</u>
3"	40,000	98.40	<u>98.48</u>
4"	80,000	196.80	<u>196.88</u>
6"	120,000	295.20	<u>295.28</u>
8"	200,000	492.00	<u>492.08</u>

110-166(b) Water in excess of subsection 110-166(a) shall be as follows: ~~\$2.36~~
~~\$2.44~~ per 1,000 gallons, effective with billings on or after October 1, 2003, ~~\$2.41~~
~~\$2.49~~ per 1,000 gallons effective with billings on or after October 1, 2004; ~~\$2.46~~
~~\$2.54~~ per 1,000 gallons effective with billings on or after October 1, 2005.

110-168(a) Sanitary Sewer Service charge, shall be as follows: ~~\$3.99~~ ~~\$4.03~~ per
1,000 gallons effective with billings on or after October 1, 2003; ~~\$4.08~~ ~~\$4.12~~ per
1,000 gallons effective with billings on or after October 1, 2004; ~~\$4.17~~ ~~\$4.21~~ per
1,000 gallons effective with billings on or after October 1, 2005.

SECTION 2. CODIFICATION.

It is the intention of the Mayor and City Commission of the City of Miami Beach, and it is hereby ordained that the provisions of this ordinance shall become and be made part of the Code of the City of Miami Beach, Florida. The sections of this ordinance may be renumbered or relettered to accomplish such intention, and the word "ordinance" may be changed to "section", "article" or other appropriate word.

SECTION 3. REPEALER.

All ordinances or parts of ordinances in conflict herewith be and the same are hereby repealed.

SECTION 4. SEVERABILITY.

If any section, subsection, sentence, clause, phrase or portion of this Ordinance is, for any reason, held invalid or unconstitutional, such portion shall be deemed a separate, distinct and independent provision and such holding shall not affect the validity or constitutionality of the remaining portions of this Ordinance

SECTION 5. EFFECTIVE DATE.

This Ordinance shall take effect on the 1st day of October 2003.



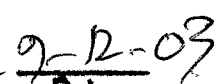
PASSED and **ADOPTED** this _____ day of _____, 2003.

ATTEST:

MAYOR

**APPROVED AS TO
FORM & LANGUAGE
& FOR EXECUTION**

CITY CLERK


City Attorney  
Date

CITY OF MIAMI BEACH NOTICE OF PUBLIC HEARINGS



NOTICE IS HEREBY given that Public Hearings will be held by the Mayor and City Commission of the City of Miami Beach, Florida, in the Commission Chambers, 3rd floor, City Hall, 1700 Convention Center Drive, Miami Beach, Florida, on Thursday, September 18, 2003, at 5:00 p.m., to consider the following.

AN ORDINANCE AMENDING CHAPTER 50 OF THE CITY OF MIAMI BEACH CODE BY AMENDING SECTION 50-3 THEREOF ENTITLED "PLANS EXAMINATION, INSPECTIONS, PERMITS", AND BY AMENDING APPENDIX A ENTITLED "FEE SCHEDULE", BY AMENDING SECTIONS 50-3(B) THROUGH 50-3(N) ENTITLED "CHAPTER 50: FIRE PREVENTION AND PROTECTION", PROVIDING FOR AN INCREASE IN PERMIT AND INSPECTION FEES FOR FIRE PERMITS AND FOR OTHER FIRE DEPARTMENT ACTIVITIES;

Inquiries may be directed to the Fire Department (305) 673-7123.

AN ORDINANCE AMENDING CHAPTER 110 OF THE CITY OF MIAMI BEACH CITY CODE ENTITLED "UTILITIES," AMENDING ARTICLE IV ENTITLED "FEES, CHARGES, RATES AND BILLING PROCEDURES, DIVISION 2. RATES, FEES AND CHARGES," TO INCREASE THE WATER SUPPLY SERVICE CHARGE IMPOSED BY THE CITY; ADJUSTING THE SCHEDULE OF RATES FOR THE MINIMUM MONTHLY WATER SERVICE CHARGE; AND INCREASING THE SANITARY SEWER SERVICE CHARGE IMPOSED BY THE CITY;

Inquiries may be directed to the Public Works Department (305) 673-7080.

Robert E. Parcher, City Clerk
City of Miami Beach

Pursuant to Section 286.0105, Fla. Stat., the City hereby advises the public that: if a person decides to appeal any decision made by the City Commission with respect to any matter considered at its meeting or its hearing, such person must ensure that a verbatim record of the proceedings is made, which record includes the testimony and evidence upon which the appeal is to be based. This notice does not constitute consent by the City for the introduction or admission of otherwise inadmissible or irrelevant evidence, nor does it authorize challenges or appeals not otherwise allowed by law.

In accordance with the Americans with Disabilities Act of 1990, persons needing special accommodation to participate in this proceeding, or to request information on access for persons with disabilities, or to request this publication in accessible format, or to request sign language interpreters, should contact the City Clerk's office at (305) 673-7411, no later than four days prior to the proceeding. If hearing impaired, contact the City Clerk's office via the Florida Relay Service numbers, (800) 955-8771 (TTY) or (800) 955-8770 (VOICE).



Ad #207

CITY OF MIAMI BEACH
Office of the City Manager
Interoffice Memorandum



To: Mayor David Dermer and

Date: September 18, 2003

From: Jorge M. Gonzalez
City Manager

A handwritten signature in cursive script, appearing to read "Jorge".

**Subject: SUPPLEMENTAL MATERIAL TO AGENDA ITEM R5D - SPECIAL
COMMISSION MEETING OF SEPTEMBER 18, 2003**

The information below is an example of the additional costs of this Ordinance on a typical family residence in Miami Beach:

Per existing City Ordinance, water and wastewater rates are scheduled to increase on October 1, 2003. A typical family residence using 11,000 gallons monthly would see their bill for water and wastewater increase from \$69.31 to \$69.85, or 54 cents. In addition, the County is proposing to increase the water rate by 8 cents per 1,000 gallons of water, and 4 cents per 1,000 gallons of treated wastewater. This 12 cents pass through would add an additional 52 cents to a typical family residence, increasing the bill to \$70.37.


JMG\RCM\FHB\RH\sam
waterincsupple

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CITY OF MIAMI BEACH

CITY HALL 1700 CONVENTION CENTER DRIVE MIAMI BEACH, FLORIDA 33139
www.miamibeachfl.gov



COMMISSION MEMORANDUM

To: Mayor David Dermer and
Members of the City Commission

Date: September 18, 2003

From: Murray H. Dubbin
City Attorney

Subject: **AMENDMENT TO CITY ATTORNEY TITLE CLASSIFICATIONS (SECOND READING)**

Attached is a proposed Ordinance to amend the title classifications for the City Attorney's Office in the following manner:

The title classifications "First Assistant City Attorney", "Senior Assistant City Attorney" and "Assistant City Attorney I" will be abolished.

The classification "First Assistant City Attorney" will be replaced by "Assistant City Attorney".

"Assistant City Attorney II" will be retained, but will be amended to read: Assistant City Attorney (II).

The net effect of these changes will be that all attorneys, other than City Attorney, Chief Deputy and Deputy, of whatever level of tenure and salary will be known as "Assistant City Attorney". "Assistant City Attorney (II)" will be retained as a point of entry into the City Attorney's Office.

This change does away with complicated and sometimes difficult to understand title differentials with which the various professionals identify themselves from time to time. Additionally, it will simplify the function of salary adjustments and facilitate adjustment of salaries on a merit basis.

This action is not intended, nor shall it adversely affect the status of any professional personnel of this office. To the contrary, its intent is to identify this office as a team working together for the benefit of the City, which is our mission.

Parenthetically, this is the system that has been very effectively utilized by the Miami-Dade County Attorney's Office for over 20 years.

Please place this on the September 18, 2003 agenda for Second Reading.

Agenda Item R5D
Date 9-18-03

ORDINANCE TO BE SUBMITTED

CITY OF MIAMI BEACH
COMMISSION ITEM SUMMARY



Condensed Title:

A Resolution adopting: 1) the final ad valorem millage of 7.299 mills for general operating purposes which is eleven and eight tenths percent (11.8%) greater than the "Rolled-back" rate of 6.527 mills; and 2) the debt service millage rate of 0.874 mills for Fiscal Year 2003/04.

Issue:

Shall the Mayor and City Commission approve the final millage and the debt service millage for Fiscal Year 2003/04 ?

Item Summary/Recommendation:

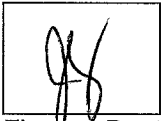
The Administration recommends adopting the resolution which sets the FY 2003/04 operating millage for general operating purposes and debt service millage.

Advisory Board Recommendation:

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Financial Information:


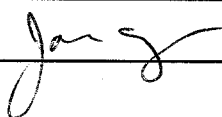
Source of Funds:		Amount	Account	Approved
	1			
	2			
	3			
	4			
	Total			


Finance Dept.

City Clerk's Office Legislative Tracking:

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Sign-Offs:

Department Director	Assistant City Manager	City Manager
		

AGENDA ITEM R7A1
DATE 9-18-03

CITY OF MIAMI BEACH

CITY HALL 1700 CONVENTION CENTER DRIVE MIAMI BEACH, FLORIDA 33139
http://ci.miami-beach.fl.us



COMMISSION MEMORANDUM

TO: Mayor David Dermer and
Members of the City Commission

DATE: September 18, 2003

FROM: Jorge M. Gonzalez
City Manager

SUBJECT: A RESOLUTION OF THE MAYOR AND CITY COMMISSION OF THE CITY OF MIAMI BEACH, FLORIDA, ADOPTING: 1) THE FINAL AD VALOREM MILLAGE OF 7.299 MILLS FOR GENERAL OPERATING PURPOSES, WHICH IS ELEVEN AND EIGHT TENTHS PERCENT (11.8%) GREATER THAN THE "ROLLED-BACK" RATE OF 6.527 MILLS; AND 2) THE DEBT SERVICE MILLAGE RATE OF 0.874 MILLS.

ADMINISTRATION RECOMMENDATION

The Administration recommends that the City Commission adopt the attached Resolution which sets the following:

- 1) Final adopted millage rates for Fiscal Year (FY) 2003/04

General Operating	7.299 mills	(7.299 last year)
Debt Service	<u>0.874</u> mills	(<u>1.023</u> last year)
Total	8.173 mills	(8.322 last year)

- 2) The final adopted combined millage rate of 8.173 mills is 0.149 mills or 1.79% less than the 8.322 combined millage rate for FY 2002/03. While the tentatively adopted operating millage rate of 7.299 mills for FY 2003/04 is equal to the rate for FY 2002/03, state statute requires that we advertise that this rate is 11.8 % greater than the "Rolled-back" rate of 6.527 mills.

The first public hearing on the tentative millage rates and budgets for FY 2003/04 was held on September 4, 2003. The millage rates presented herein are those which were tentatively adopted at the end of that first public hearing.

PROCEDURE

Florida Statutes 200.065 requires that at the conclusion of the second public hearing on the millage rate and budget, the City Commission proceed in the following specific manner:

Final Operating and Debt Service Millages
September 18, 2003
Page two

1. Adopt an ad valorem millage rate for FY 2003/04 operating purposes and debt service. The statute requires the name of the taxing authority, the "Rolled-back" rate, and the millage rates be publicly announced before the adoption of the millage levy resolution. Therefore, only the resolution title should be announced before the adoption of the millage resolution.
2. Adopt a general operating budget for FY 2003/04. Also included, are budgets for the Enterprise and Internal Service Funds. This is accomplished by adopting a companion Resolution.

CONCLUSION

The Administration recommends adoption of the attached Resolution which sets final operating and debt service millage rates for FY 2003/04.

JMG:PDW:JC

A handwritten signature in black ink, appearing to be 'PDW' or similar, located below the typed name JMG:PDW:JC.

RESOLUTION NO. _____

A RESOLUTION OF THE MAYOR AND CITY COMMISSION OF THE CITY OF MIAMI BEACH, FLORIDA, ADOPTING: 1) THE FINAL AD VALOREM MILLAGE OF 7.299 MILLS FOR GENERAL OPERATING PURPOSES, WHICH IS ELEVEN AND EIGHT TENTHS PERCENT (11.8%) GREATER THAN THE "ROLLED-BACK" RATE OF 6.527 MILLS; AND 2) THE DEBT SERVICE MILLAGE RATE OF 0.874 MILLS.

WHEREAS, on September 4, 2003 the Mayor and City Commission tentatively adopted the operating millage rate of 7.299 mills and the debt service millage rate of 0.874 mills for Fiscal Year (FY) 2003/04; and

WHEREAS, the ad valorem millage rate of 7.299 mills for general operating purposes exceeds the "Rolled-back" rate of 6.527 mills by eleven and eight tenths percent (11.8%); and

WHEREAS, Section 200.065, Florida Statutes, requires that at the conclusion of the second public hearing on the proposed tax rate and budget for FY 2003/04, the City Commission adopt the ad valorem millage rates for operating purposes and debt service. This is accomplished by publicly announcing the name of the taxing authority, the "Rolled-back" rate, the percentage increase over the "Rolled-back" rate, and the millage rates before adoption of the millage levy resolution.

NOW THEREFORE, BE IT DULY RESOLVED BY THE MAYOR AND THE CITY COMMISSION OF THE CITY OF MIAMI BEACH, FLORIDA, that, pursuant to Section 200.065, Florida Statutes, there is hereby levied a tax for the FY 2003/04, on all taxable and non-exempt real and personal property located within the corporate limits of the City of Miami Beach, Florida, as follows:

- (a) For the purpose of operating the government of the City, the rate assigned amounts to 7.299 mills. Also included are appropriate reserves and contingencies, which are not limited to reserves for tax discounts and abatements of uncollected taxes.

The millage rate of 7.299 mills exceeds the "Rolled-back" rate of 6.527 mills by eleven and eight tenths percent (11.8%).

- (b) For the purpose of providing payment on the principal and interest portions of the General Obligation Bond Debt outstanding, the rate assigned amounts to 0.874 mills.

PASSED and ADOPTED this 18th day of September, 2003.

**APPROVED AS TO
FORM & LANGUAGE
& FOR EXECUTION**

ATTEST:

CITY CLERK


City Attorney

Date

MAYOR

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CITY OF MIAMI BEACH
COMMISSION ITEM SUMMARY



Condensed Title:

A Resolution adopting the final operating budgets for the General Fund, G.O. Debt Service, RDA Funds-Ad Valorem Taxes, Enterprise, and Internal Service Funds for Fiscal Year 2003/04.

Issue:


Shall the Mayor and City Commission approve the final operating budgets for the General Fund, G.O. Debt Service, RDA Funds-Ad Valorem Taxes, Enterprise, and Internal Service Funds for Fiscal Year 2003/04?

Item Summary/Recommendation:

The Administration recommends adopting the final operating budgets for the General Fund, G.O. Debt Service, RDA Funds-Ad Valorem Taxes, Enterprise, and Internal Service Funds for Fiscal Year 2003/04.

Advisory Board Recommendation:

Financial Information:

Source of Funds: 		Amount	Account	Approved
	1	\$152,362,436	General Fund Operating	
	2	10,200,337	G.O. Debt Service	
	3	17,016,674	RDA Funds-Ad Valorem Taxes	
	4	97,685,205	Enterprise Funds	
	5	37,895,468	Internal Service Funds	
Finance Dept.	Total	\$ 315,160,120		

City Clerk's Office Legislative Tracking:

Sign-Offs:

Department Director	Assistant City Manager	City Manager
		

AGENDA ITEM R7A2
DATE 9-18-03

CITY OF MIAMI BEACH

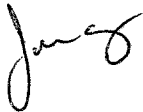
CITY HALL 1700 CONVENTION CENTER DRIVE MIAMI BEACH, FLORIDA 33139
www.ci.miami-beach.fl.us



COMMISSION MEMORANDUM

To: Mayor David Dermer and
Members of the City Commission

Date: September 18, 2003

From: Jorge M. Gonzalez
City Manager 

Subject: A RESOLUTION OF THE MAYOR AND CITY COMMISSION OF THE CITY OF MIAMI BEACH, FLORIDA, ADOPTING FINAL OPERATING BUDGETS FOR THE GENERAL FUND, G.O. DEBT SERVICE, RDA FUNDS-AD VALOREM TAXES, ENTERPRISE, AND INTERNAL SERVICE FUNDS FOR FISCAL YEAR 2003/04.

ADMINISTRATION RECOMMENDATION

The Administration recommends that the City Commission adopt the attached Resolution which establishes final budgets for the General Fund, G.O. Debt Service, RDA Funds-Ad Valorem Taxes, Enterprise, and Internal Service Funds for Fiscal Year (FY) 2003/04.

PROCEDURE

As outlined in the companion Agenda Item R7A1, Section 200.265, Florida Statutes, specifies the manner in which budgets are adopted. Following a second public hearing, the final millage rate for both general operating and debt service is adopted, then immediately thereafter, final budgets by fund are adopted. The attached Resolution is therefore presented to you at this time for adoption.

ANALYSIS

The Mayor and City Commission adopted the tentative millage rate for general and debt service, and the tentative operating budgets, by fund at the first public hearing on September 4, 2003. The City Manager announced that the Administration had revised the original proposal to eliminate two lifeguards stands in the North area and instead was eliminating one and shifting the other one to 42nd Street. However, during the public hearing, there was discussion regarding the Administration's proposal to remove the lifeguard stand and reduce the operating hours. The Mayor and City Commission asked that this stand and proposed reduction to funding of \$349,029 be reinstated, and referred the matter to the Finance and Citywide Projects Committee for further review.

The Administration has found savings of \$300,000 due to delays in the projected openings of the North Shore Youth Center and the Normandy Pool. The remaining \$49,029 needed to restore Beach Patrol funding will be achieved by a reduction in that amount in the proposed operating contingency for FY 2003/04.

In further discussion, the Mayor and City Commission directed the Administration to reinstate an Office Associate V position for proclamations in the amount of \$28,403, an additional \$3,750 for the Miami Beach Chamber of Commerce, and an additional \$1,000 for the Sister Cities Program. These directives totaling \$33,153 are also to be funded by reducing the proposed operating contingency.

As a result of these adjustments (\$82,182), the proposed operating contingency has been reduced from \$1,000,000 to \$917,818. Additionally, the Administration was instructed to provide additional funds for homeless assistance; \$150,000 is being provided in the Resort Tax Fund Budget. These adjustments are proposed pending final recommendations resulting from the Finance & Citywide Projects Committee (F&CWPC) meeting to be held on Monday, September 15th. Adjustments, if any, made by the F&CWPC, will be provided as supplemental information for the agenda of the second public hearing on the FY 2003/04 budgets on September 18.

BACKGROUND

On July 30, 2003, the Administration released a Proposed Budget totaling \$152,362,436 for the General Fund balanced with 7.299 mills, exclusive of debt service. This millage maintained current basic service levels, funded operational costs for projects expected to be completed during FY 2004, and funded enhanced service levels. The process to balance this budget was an extremely challenging one. A significant effort was made to balance the needs of the community with those operational costs for decisions made in previous years. The Proposed Budget recommends implementing over \$6.2 million of newly identified efficiencies within the organization generated through reallocation and reduction of current operating expense. Further, 68 positions have been eliminated, 15 of which were filled. Additionally, this budget incorporates approximately \$1.6 million in increases to fees, some of which had not been increased in over 11 years.

As part of the annual budget process, the Administration gave each department a "Core Budget" consisting of current year operating expenses at 95%. Department heads were instructed to look carefully for efficiencies and savings within the current and proposed operations of their Departments in order to meet the Core. Additionally, it was necessary to explore other areas where revenues could be increased and as a result, a number of fees that are paid to the City were reviewed. In doing so, the budget includes a series of increases which bring the fees charged for certain services closer to their actual costs as well as closer to the levels other municipalities in South Florida charge for those services.

The proposed budget included new or increased services in the net amount of \$1.2 million. In the Police Department, several officers will be reassigned to proactive uniform patrol positions throughout the City. One sergeant and four officers have been reassigned from the Criminal Investigations Division, Special Investigations Squad. This transfer will not eliminate the services currently provided, but will enhance specialized field operations. Two officers have also been reassigned from the School Resource Office to assume uniform patrol duties. Their duties as police liaisons to the schools will be assumed by two retired police officers who will be contracted to provide a continued presence in the schools. One sergeant from the Support Services Division will be reassigned to uniform patrol. In addition, fifteen new sworn officers will be funded by the two Redevelopment Areas within Miami Beach as part of our continued community policing initiatives. These efforts will result in a total of twenty three additional sworn uniform officers for the Patrol Division.

The Parks and Recreation Department will undergo a reorganization that will enable the department to be much more responsive and accountable for quality recreation services. A key component of this reorganization is the creation of designated facility managers who will have the responsibility for the management and the offering of services in their respective facilities. The larger City facilities, including the new North Shore Park and Youth Center, the expanded Scott Rakow Youth Center and Flamingo Park will each have their own manager. Each of the facilities will also have additional resources to deliver the services desired and requested by our citizens. The North Shore Park and Youth Center, Normandy Isle Park and Pool and the expanded Scott Rakow Youth Center, will receive approximately \$1.1 million in staff and resources to open and operate under our new structure and service levels. Programming at Fairway, Tatum and Normandy Shores Parks will be eliminated and those resources will be used for the newer expanded facilities. These parks will be used for athletic programs, open field play, and as satellite facilities when needed to accommodate program volume needs from the newer facilities in North Beach. These closings are a conscious effort by the department to effectively manage their resources and provide quality programming throughout the City.

The City's Beach Patrol will be supplemented by a new Park Ranger program which will provide additional security and monitoring of our parks and beaches, improved customer service and enhances public safety. This program will deploy 11 full-time Park Rangers throughout our parks and beaches and two part-time Park Rangers to provide support and relief. These enhancements are being funded through our community policing program from the Redevelopment Agency and with reallocated security funds from Parks and Recreation. As a result of this program, it is recommended that the City close two lifeguard towers located on 81st and 83rd Streets and shift remaining area lifeguard towers located on 77th, 79th, and 85th Streets to provided coverage in the North Shore Open Space Park. It is also recommended that the Beach Patrol shifts be reduced from ten hours to eight hours during nine months of the year (resulting in a year-round schedule of 5 eight-hour days per week) and that temporary lifeguard positions be reduced.

The Public Works Department will also undergo a reorganization that will streamline the department and the services it provides. As a result, several enhancements are proposed.

The Sanitation Division has consolidated litter routes allowing savings to fund two crews that will be dedicated to the operation of the new MadVac XL 600's and replace hand-sweeping crews in residential areas. Mechanization of this function will increase the frequency in these residential areas and allow the Division to reassign hand-sweeping crews to areas currently being cleaned on an as needed basis. This service enhancement continues to make the Division more proactive to litter control around the City. Additional savings will be used to fund the South Beach Service Team Superintendent position; who will act as a link between the business owners and the City of Miami Beach Departments. This enhancement is a vital part of the City's vision to consolidate the customer service core, to restructure the organization to include a middle management layer and ensure the success of the Sanitation, South Beach Service Team.

Additional enhancements in this department include the creation of an additional streetlight maintenance crew to maintain the newly constructed capital projects and provide adequate maintenance and repair of citywide lighting; the establishment of a waterway maintenance drainage system cleaning capability through the use of additional contractual services; continuing the development of an Infrastructure Management System which will integrate all the maintenance efforts within the various divisions of Public Works Department into a centralized maintenance management system; and continuing the development of a City Geographic Information System (GIS) which would provide a detailed layered presentation of all maintenance, construction and infrastructure.

In the Building Department, one Senior Building Inspector has been added to enhance our Building Code Compliance program on a proactive basis. In the Planning Department, one additional Planner and an Office Associate III have been funded to staff the concurrency function that is being transferred from the Public Works Department. An enhancement in the City Clerk's Office will provide full funding of the Secondary Audio Program (SAP) in Spanish which will provide better communication with our Spanish-speaking residents through the live translation of City Commission meetings and various other City meetings on the City's government-access cable channel 20. Additionally, a Code Compliance Officer is being added to provide expanded community interaction in the areas of occupational license, certificate of use and resort tax.

CONCLUSION

The Administration recommends adoption of the attached Resolution which incorporates the revisions discussed above and establishes the final budgets for General Fund, G.O. Debt Service, RDA Funds-Ad Valorem Taxes, Enterprise, and Internal Service Funds for Fiscal Year 2003/04.

JMG:PDW:JC

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RESOLUTION NO. _____

A RESOLUTION OF THE MAYOR AND CITY COMMISSION OF THE CITY OF MIAMI BEACH, FLORIDA, ADOPTING FINAL OPERATING BUDGETS FOR THE GENERAL FUND, G.O. DEBT SERVICE, RDA FUNDS-AD VALOREM TAXES, ENTERPRISE, AND INTERNAL SERVICE FUNDS FOR FISCAL YEAR 2003/04.

WHEREAS, on September 4, 2003, the Mayor and City Commission tentatively adopted the operating and debt service budgets for FY 2003/04; and

WHEREAS, Section 200.065 of the Florida Statute specifies the manner in which budgets are adopted. Following a second public hearing, the final millage rate for both general operating and debt service is adopted, and immediately thereafter, final budgets by fund are adopted.

NOW, THEREFORE, BE IT DULY RESOLVED BY THE MAYOR AND THE CITY COMMISSION OF THE CITY OF MIAMI BEACH, FLORIDA, that the City of Miami Beach hereby adopts final operating budgets for the General Fund, G.O. Debt Service, RDA Funds-Ad Valorem Taxes, Enterprise, and Internal Service Funds for Fiscal Year 2003/04 as summarized and listed below.

REVENUES

	GENERAL	RDA	ENTERPRISE	INTERNAL SERVICE	CATEGORY TOTALS
GENERAL OPERATING REVENUES					
Ad Valorem Taxes	\$ 68,168,976				\$ 68,168,976
Ad Valorem Taxes-Normandy Shores	81,758				81,758
Other Taxes	19,443,050				19,443,050
Licenses and Permits	11,003,905				11,003,905
Intergovernmental	11,464,000				11,464,000
Charges for Services	5,925,965				5,925,965
Fines and Forfeits	1,758,677				1,758,677
Interest	2,800,000				2,800,000
Rents and Leases	2,477,385				2,477,385
Miscellaneous	6,080,374				6,080,374
Other-Resort Tax contribution	16,318,450				16,318,450
Other-Non Operating revenues	6,839,896				6,839,896
Subtotal	<u>\$ 152,362,436</u>				<u>\$ 152,362,436</u>
G.O. DEBT SERVICE					
Ad Valorem Taxes	\$ 10,200,337				\$ 10,200,337
Subtotal	<u>\$ 10,200,337</u>				<u>\$ 10,200,337</u>
FUND TOTAL	<u>\$ 162,562,773</u>				<u>\$ 162,562,773</u>
RDA FUNDS					
Ad Valorem Taxes-RDA So.Pointe		\$ 8,653,826			\$ 8,653,826
Ad Valorem Taxes-RDA City Center		8,362,848			8,362,848
FUND TOTAL		<u>\$ 17,016,674</u>			<u>\$ 17,016,674</u>

REVENUES-continued

	GENERAL	RDA	ENTERPRISE	INTERNAL SERVICE	CATEGORY TOTALS
ENTERPRISE FUNDS					
Convention Center/TOPA			\$ 14,160,053		\$ 14,160,053
Parking			20,715,501		20,715,501
Sanitation			7,055,545		7,055,545
Sewer Operations			28,694,036		28,694,036
Stormwater Operations			7,905,000		7,905,000
Water Operations			19,155,070		19,155,070
FUND TOTAL			<u>\$ 97,685,205</u>		<u>\$ 97,685,205</u>
INTERNAL SERVICE FUNDS					
Central Services				\$ 738,003	\$ 738,003
Fleet Management				5,366,265	5,366,265
Information Technology				11,003,795	11,003,795
Property Management				6,685,950	6,685,950
Risk Management				14,101,455	14,101,455
FUND TOTAL				<u>\$ 37,895,468</u>	<u>\$ 37,895,468</u>
TOTAL - ALL FUNDS	<u>\$ 162,562,773</u>	<u>\$ 17,016,674</u>	<u>\$ 97,685,205</u>	<u>\$ 37,895,468</u>	<u>\$ 315,160,120</u>

APPROPRIATIONS

DEPARTMENT/FUNCTION	GENERAL	RDA	ENTERPRISE	INTERNAL SERVICE	CATEGORY TOTALS
MAYOR & COMMISSION	\$ 1,164,053				\$ 1,164,053
ADMINISTRATIVE SUPPORT SERVICES					
CITY MANAGER	1,837,838				1,837,838
Media Relations	234,928				234,928
CITY CLERK	1,364,398				1,364,398
Central Services				\$ 738,003	738,003
FINANCE	3,249,728				3,249,728
Information Technology				11,003,795	11,003,795
Management & Budget	666,514				666,514
HUMAN RESOURCES	1,502,603				1,502,603
Risk Management				14,101,455	14,101,455
Labor Relations	161,247				161,247
INTERNAL AUDIT	319,328				319,328
PROCUREMENT	676,106				676,106
Grants Management	176,225				176,225
CITY ATTORNEY	3,095,528				3,095,528
ECONOMIC DEV. & CULTURAL ARTS					
Economic Development					
ECONOMIC DEVELOPMENT	836,400				836,400
BUILDING	4,568,255				4,568,255
PLANNING	2,287,154				2,287,154
Cultural Arts					
TOURISM & CULTURAL DEVELOP.	674,329				674,329
BASS MUSEUM	1,140,450				1,140,450
Tourism & Conventions					
CONVENTION CENTER/TOPA			\$ 14,160,053		14,160,053

APPROPRIATIONS-continued					
DEPARTMENT/FUNCTION	GENERAL	RDA	ENTERPRISE	INTERNAL SERVICE	CATEGORY TOTALS
OPERATIONS					
NEIGHBORHOOD SERVICES	3,053,844				3,053,844
PARKING			20,715,501		20,715,501
PARKS & RECREATION	24,969,837				24,969,837
PUBLIC WORKS	5,510,893				5,510,893
Property Management				6,685,950	6,685,950
Sanitation			7,055,545		7,055,545
Sewer Operations			28,694,036		28,694,036
Stormwater Operations			7,905,000		7,905,000
Water Operations			19,155,070		19,155,070
CAPITAL IMPROVEMENT PROGRAM	2,276,274				2,276,274
FLEET MANAGEMENT				5,366,265	5,366,265
PUBLIC SAFETY					
FIRE	28,339,156				28,339,156
POLICE	56,504,946				56,504,946
CITYWIDE ACCOUNTS	6,708,784				6,708,784
CITYWIDE ACCOUNTS-Normandy Sh.	125,800				125,800
OPERATING CONTINGENCY	917,818				917,818
Subtotal	<u>\$ 152,362,436</u>	<u>\$ 0</u>	<u>\$ 97,685,205</u>	<u>\$ 37,895,468</u>	<u>\$ 287,943,109</u>
G.O.DEBT SERVICE					
Debt Service	10,200,337				10,200,337
Subtotal	<u>\$ 10,200,337</u>				<u>\$ 10,200,337</u>
RDA FUNDS					
RDA So. Pointe		\$ 8,653,826			\$ 8,653,826
RDA City Center		8,362,848			8,362,848
		<u>\$ 17,016,674</u>			<u>\$ 17,016,674</u>
TOTAL - ALL FUNDS	<u>\$ 162,562,773</u>	<u>\$ 17,016,674</u>	<u>\$ 97,685,205</u>	<u>\$ 37,895,468</u>	<u>\$ 315,160,120</u>

PASSED and ADOPTED this 18th day of September, 2003.

ATTEST:

CITY CLERK

MAYOR

APPROVED AS TO
FORM & LANGUAGE
& FOR EXECUTION

WATSON 9-12-03
City Attorney Date

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CITY OF MIAMI BEACH
COMMISSION ITEM SUMMARY



Condensed Title:

Resolution Of The Board Of Directors Of The Normandy Shores Local Government Neighborhood Improvement District Adopting The Final Ad Valorem Millage Of 1.123 Mills For Fiscal Year 2003/04 For The Normandy Shores Local Government Neighborhood Improvement District, Which Exceeds The "Rolled-Back" Rate Of 1.074 Mills By Four And Six Tenths Percent (4.6%).

Issue:

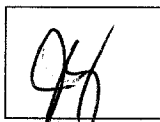
Shall the Mayor and City Commission, acting in its capacity as the Board of Directors for the Normandy Shores Local Government Neighborhood Improvement District, adopt the attached resolution which sets the final millage ?

Item Summary/Recommendation:

The Mayor and City Commission, acting in its capacity as the Board of Directors of the District, should adopt the attached resolution which sets the final millage.

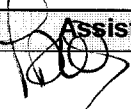

Advisory Board Recommendation:

Financial Information:

Source of Funds:		Amount	Account	Approved
 Finance Dept.	1			
	2			
	3			
	4			
	Total			

City Clerk's Office Legislative Tracking:

Sign-Offs:

Department Director	Assistant City Manager	City Manager
		

AGENDA ITEM

R 761

DATE

9-18-03

CITY OF MIAMI BEACH

CITY HALL 1700 CONVENTION CENTER DRIVE MIAMI BEACH, FLORIDA 33139
www.ci.miami-beach.fl.us



COMMISSION MEMORANDUM

To: Mayor David Dermer and
Members of the City Commission

Date: September 18, 2003

From: Jorge M. Gonzalez
City Manager

Subject: **A RESOLUTION OF THE BOARD OF DIRECTORS OF THE NORMANDY SHORES LOCAL GOVERNMENT NEIGHBORHOOD IMPROVEMENT DISTRICT ADOPTING THE FINAL AD VALOREM MILLAGE OF 1.123 MILLS FOR FISCAL YEAR 2003/04 FOR THE NORMANDY SHORES LOCAL GOVERNMENT NEIGHBORHOOD IMPROVEMENT DISTRICT, WHICH IS FOUR AND SIX TENTHS PERCENT (4.6%) GREATER THAN THE "ROLLED-BACK" RATE OF 1.074 MILLS.**

ADMINISTRATION RECOMMENDATION

The Administration recommends that the Mayor and City Commission, acting in its capacity as the Board of Directors for the Normandy Shores Local Government Neighborhood Improvement District, adopt the attached resolution which sets the following:

- 1) Final adopted millage rate for the Normandy Shores Neighborhood Improvement District for FY 2003/04:

General Operating 1.123 mills (1.194 mills last year)

- 2) Final adopted millage rate of 1.123 mills is 4.6% greater than the "Rolled-back" Rate of 1.074 mills.

The first public hearing on the tentative Normandy Shores District millage rate and budget for FY 2003/04 was held on September 4, 2003. The millage rates presented herein are those which were tentatively adopted at the end of the first public hearing held on that day.

BACKGROUND

The Normandy Shores Local Government Neighborhood Improvement District, a dependent taxing district of its principal, the City of Miami Beach, was established in 1994 to provide continual 24-hour security to this gated community; FY 2003/04 represents its tenth year of operation.

It was established by Ordinance 93-2881, and has the authority "to levy an ad-valorem tax on real and personal property of up to two mills, provided that no parcel of property will be assessed more than \$500 annually for such improvements". However, on August 29, 2002, the Administration met with the Normandy Shores Local Government Neighborhood Improvement

District representatives and agreed to eliminate the \$500 cap on the highest valued home in the District. The enabling legislation was adopted by the Commission on September 25, 2002. This ensures that the City's contribution from the General Fund remains at 35% of the operating budget of the District.

During FY 1998/99, the amount of annual funding to be provided by the City and the dependent status of the District were issues discussed by the Finance and Citywide Projects Committee. A determination was reached that the City would fund 35% of the annual cost of the operation of the community guard gate. This cost will eventually be funded from the golf course operation of the Normandy Shores Golf Course. The City Attorney's Office is reviewing the issue regarding the dependent status of the District. It was further agreed that the City would continue to supplement the District at current levels until both issues were resolved.

PROCEDURE

The operating millage and budget for this dependent special taxing district must be adopted in accordance with Florida Statutes. This procedure requires that this Resolution be considered immediately after the millage and budget of the principal taxing authority, i.e., City of Miami Beach.

It also prescribes that a final millage be adopted first. This is accomplished by adopting a Resolution which states the percent increase or decrease over the "Rolled-back" rate. Following this, another Resolution which adopts the Normandy Shores District operating budget must be approved. The statute requires the name of the taxing authority, the rolled-back rate, the percentage increase, and the millage rate be publicly announced before adoption of the millage resolution.

ANALYSIS

On September 4, 2003, the Mayor and City Commission adopted Resolution 2003-25313 which set the tentative ad valorem millage at 1.123 mills to provide the level of security required by this District. This tax levy will generate proceeds of \$81,758. The total operating budget to provide security services to this District is \$125,800. This is comparable to the current year end projections. The difference between the revenues which will be generated from ad-valorem tax proceeds and the total budgetary requirement of the District must be supplemented by a contribution from the General Fund in the amount of \$44,042 or 35% of the total operating budget. The General Fund has funded this difference for each of the nine years since the District was established. The amount provided by the General Fund for this purpose in FY 2002/2003 was \$42,000.

CONCLUSION

The City Commission, acting in its capacity as the Board of Directors of the District, should adopt the attached Resolution which establishes a final millage.

JMG:PDW:JC



RESOLUTION NO. _____

A RESOLUTION OF THE BOARD OF DIRECTORS OF THE NORMANDY SHORES LOCAL GOVERNMENT NEIGHBORHOOD IMPROVEMENT DISTRICT ADOPTING THE FINAL AD VALOREM MILLAGE RATE OF 1.123 MILLS FOR FISCAL YEAR 2003/04 FOR THE NORMANDY SHORES LOCAL GOVERNMENT NEIGHBORHOOD IMPROVEMENT DISTRICT, WHICH IS FOUR AND SIX TENTHS PERCENT (4.6%) GREATER THAN THE "ROLLED-BACK" RATE OF 1.074 MILLS.

WHEREAS, for the purpose of providing security services within the Normandy Shores neighborhood area, the Mayor and City Commission adopted Ordinance No. 93-2881 on October 20, 1993, which authorized the creation of the Normandy Shores Local Government Neighborhood Improvement District (District); and

WHEREAS, the Ad Valorem millage rate assigned for the District amounts to 1.123 mills on all taxable and non-exempt real and personal property located within the boundaries of the District for the purpose of providing security services, which millage rate exceeds the "Rolled-back" rate of 1.074 mills by four and six tenths percent (4.6%); and

WHEREAS, on September 18, 2003, pursuant to Section 200.065 of the Florida Statutes, a public hearing was held before the Mayor and City Commission, acting as the Board, to discuss the operating millage rate and budget for the District for Fiscal Year (FY) 2003/04.

NOW, THEREFORE, BE IT DULY RESOLVED BY THE BOARD OF DIRECTORS OF THE NORMANDY SHORES LOCAL GOVERNMENT NEIGHBORHOOD IMPROVEMENT DISTRICT that, pursuant to Section 200.065, Florida Statutes, there is hereby levied an Ad Valorem millage rate of 1.123 mills for FY 2003/04 on all taxable and non-exempt real and personal property located within the boundaries of the District for the purpose of providing security services, which millage rate exceeds the "Rolled-back" rate of 1.074 mills by four and six tenths percent (4.6%).

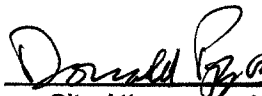
PASSED and ADOPTED this 18th day of September, 2003.

CHAIRPERSON OF THE DISTRICT

ATTEST:

SECRETARY TO THE DISTRICT

APPROVED AS TO
FORM & LANGUAGE
& FOR EXECUTION



City Attorney 9/18/03
Date

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CITY OF MIAMI BEACH
COMMISSION ITEM SUMMARY



Condensed Title:

A resolution adopting the final operating budget for the Normandy Shores Local Government Neighborhood Improvement District for fiscal year 2003/04.

Issue:

Shall the Mayor and City Commission, acting in its capacity as the Board of Directors for the Normandy Shores Local Government Neighborhood Improvement District, adopt the final operating budget for the District for fiscal year 2003/04 in the amount of \$125,800?

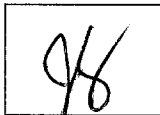
Item Summary/Recommendation:

The Administration recommends adopting the final operating budget for the Normandy Shores Local Government Neighborhood Improvement District for Fiscal Year 2003/04.

Advisory Board Recommendation:

Financial Information:

Source of Funds:		Amount	Account	Approved
	1	\$81,758	Normandy Shores District	
	2	44,042	General Fund	
	3			
	4			
	Total	\$125,800		


Finance Dept.

City Clerk's Office Legislative Tracking:

Sign-Offs:

Department Director	Assistant City Manager	City Manager
		

AGENDA ITEM R7B2
DATE 9-18-03



COMMISSION MEMORANDUM

TO: Mayor David Dermer and
Members of the City Commission

DATE: September 18, 2003

FROM: Jorge M. Gonzalez
City Manager

SUBJECT: A RESOLUTION OF THE BOARD OF DIRECTORS OF THE NORMANDY SHORES LOCAL GOVERNMENT NEIGHBORHOOD IMPROVEMENT DISTRICT ADOPTING THE FINAL OPERATING BUDGET FOR FISCAL YEAR 2003/04.

ADMINISTRATION RECOMMENDATION

Adopt the Resolution which establishes the final operating budget for the District for Fiscal Year (FY) 2003/04.

BACKGROUND

The Normandy Shores Local Government Neighborhood Improvement District, a dependent taxing district of its principal, the City of Miami Beach, was established in 1994 to provide continual 24-hour security to this gated community; FY 2003/04 represents its tenth year of operation.

It was established by Ordinance 93-2881, and has the authority "to levy an ad-valorem tax on real and personal property of up to two mills, provided that no parcel of property will be assessed more than \$500 annually for such improvements". However, on August 29, 2002, the Administration met with the Normandy Shores Local Government Neighborhood Improvement District representatives and agreed to eliminate the \$500 cap on the highest valued home in the District. The enabling legislation was adopted by the Commission on September 25, 2002. This ensures that the City's contribution from the General Fund remains at 35% of the operating budget of the District.

During FY 1998/99, the amount of annual funding to be provided by the City and the dependent status of the District were issues discussed by the Finance and Citywide Projects Committee. A determination was reached that the City would fund 35% of the annual cost of the operation of the community guard gate. This cost will eventually be funded from the golf course operation of the Normandy Shores Golf Course. The City Attorney's Office is reviewing the issue regarding the dependent status of the District. It was further agreed that the City would continue to supplement the District at current levels until both issues were resolved.

At the July 30, 2003 Commission meeting, the Mayor and Commission adopted Resolution 2003-25301, which set the proposed operating millage rate for the District at 1.123 mills. The tax levy at 1.123 mills will generate proceeds of \$81,758 of the \$125,800 operating budget to provide security services for the district. The difference between the revenues generated from such ad valorem tax proceeds and the total budgetary requirement of the District will be funded by the General Fund in the amount of \$44,042 or 35% of the total operating budget. The General Fund has funded this difference for each of the nine years since the District was established. The amount provided by the General Fund for this purpose in FY 2002/03 was \$42,000.

At their meeting on September 4, 2003, the Mayor and Commission approved the tentative millage of 1.123 mills and budget of \$125,800.

PROCEDURE

The operating millage and budget for this dependent special taxing district must be adopted in accordance with Florida Statutes. This procedure requires that this Resolution be considered immediately after the final millage for Normandy Shores District has been adopted (See accompanying Agenda Item R7B1 for details).

ANALYSIS

On September 4, 2003, the City Commission tentatively adopted the operating budget for the District in the amount of \$125,800. The final operating budget for the District is as follows:

REVENUES	
Ad Valorem Tax	\$ 81,758
City's General Fund	<u>44,042</u>
Total	<u>\$ 125,800</u>

EXPENSES	
Security Service	\$ 107,200
Maintenance	<u>18,600</u>
Total	<u>\$ 125,800</u>

CONCLUSION

The City Commission, acting in its capacity as the Board of Directors of the Normandy Shores Local Government Neighborhood Improvement District, should adopt the attached Resolution which establishes the final operating budget.

JMG:PDW:JC

RESOLUTION NO. _____

**A RESOLUTION OF THE BOARD OF DIRECTORS OF THE NORMANDY SHORES
LOCAL GOVERNMENT NEIGHBORHOOD IMPROVEMENT DISTRICT ADOPTING
THE FINAL OPERATING BUDGET FOR FISCAL YEAR 2003/04.**

WHEREAS, for the purpose of providing security services within the Normandy Shores neighborhood area, the Mayor and City Commission adopted Ordinance No. 93-2881 on October 20, 1993, which authorized the creation of the Normandy Shores Local Government Neighborhood Improvement District (District); and

WHEREAS, for the purpose of providing security services within the District, a final budget has been developed to fund projected Fiscal Year (FY) 2003/04 operating expenses; and

WHEREAS, the final operating budget has been reviewed by the Board of Directors of the District (Board) to assure its content and scope; and

WHEREAS, on September 18, 2003, pursuant to Section 200.065 of the Florida Statutes, a public hearing was held before the Mayor and City Commission, acting as the Board, to discuss the operating millage rate and operating budget for the District for FY 2003/04.

NOW, THEREFORE, BE IT DULY RESOLVED BY THE BOARD OF DIRECTORS OF THE NORMANDY SHORES LOCAL GOVERNMENT NEIGHBORHOOD IMPROVEMENT DISTRICT, that the Board hereby adopts the final operating budget for the District for FY 2003/04 as summarized herein and listed below:

REVENUES	
Ad Valorem Tax	\$ 81,758
City's General Fund	44,042
Total	<u>\$ 125,800</u>
EXPENSES	
Security Service	\$ 107,200
Maintenance	18,600
Total	<u>\$ 125,800</u>

PASSED and ADOPTED this 18th day of September, 2003.

CHAIRPERSON OF THE DISTRICT

ATTEST:

SECRETARY TO THE DISTRICT

**APPROVED AS TO
FORM & LANGUAGE
& FOR EXECUTION**

 9/18/03
City Attorney Date

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**CITY OF MIAMI BEACH
COMMISSION ITEM SUMMARY**



Condensed Title:

A Resolution adopting Fiscal Year 2003-04 budgets for Special Revenue funds for Resort Tax; Parks and Recreation; Log Cabin Training; Homeless Street Cleaning Program; 7th Street Garage Operations; and Bass Museum.

Issue:

Should the Commission adopt Fiscal Year 2003-04 budgets for Special Revenue funds for Resort Tax, Parks and Recreation; Log Cabin Training Center Operations; Homeless Street Cleaning Program; 7th Street Garage Operations; and Bass Museum?

Item Summary/Recommendation:

The administration recommends adopting the Fiscal Year 2003-04 budgets for Special revenue funds for Resort Tax; Parks and Recreation; Log Cabin Training Center Operations; Homeless Street Cleaning Program; 7th Street Garage Operations; and Bass Museum.

Advisory Board Recommendation:

--

Financial Information:

Source of Funds:		Amount	Account	Approved
	1	\$30,625,626	Resort Tax	
	2	1,273,000	Parks & Recreation	
	3	426,155	Log Cabin Training Center Oper	
	4	45,000	Homeless Street Cleaning Prog	
	5	2,003,410	7 th Street Garage Operations	
	6	50,860	Bass Museum	
Finance Dept.	Total	\$34,424,051		

City Clerk's Office Legislative Tracking:

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Sign-Offs:

Department Director	Assistant City Manager	City Manager

AGENDA ITEM

R7C

DATE

9-18-03

CITY OF MIAMI BEACH

CITY HALL 1700 CONVENTION CENTER DRIVE MIAMI BEACH, FLORIDA 33139
www.ci.miami-beach.fl.us



COMMISSION MEMORANDUM

To: Mayor David Dermer and
Members of the City Commission

Date: September 18, 2003

From: Jorge M. Gonzalez
City Manager

Subject: **A RESOLUTION OF THE MAYOR AND CITY COMMISSION OF THE CITY OF MIAMI BEACH, FLORIDA, ADOPTING FISCAL YEAR 2003-04 BUDGETS FOR SPECIAL REVENUE FUNDS FOR RESORT TAX; PARKS AND RECREATION; LOG CABIN TRAINING CENTER OPERATIONS; HOMELESS STREET CLEANING PROGRAM; 7TH STREET GARAGE OPERATIONS; AND BASS MUSEUM.**

ADMINISTRATION RECOMMENDATION

Adopt the Resolution.

ANALYSIS

The City currently offers certain programs and activities not supported through the general operating budget, but by outside agency grants, self-supporting user fee programs and private donations. Funding from these sources will be utilized as follows:

Resort Tax - \$30,625,626

This fund accounts for the collection of the special tax levied citywide on food, beverage and room rents used to support tourism related activities. This function, which operated under the direction of the Finance Department and the Office of Internal Audit, is responsible for ensuring that hotels, restaurants, bars and other establishments which serve food and beverages for consumption on its premises, comply with Article V of the City Code as it related to the reporting, and collection of resort taxes to the City.

An allocation for "operations" provides for all collection and audit expenses associated with administering the Resort Tax function and are charged directly to this Special revenue Fund. Included in this allocation is funding for seven (7) positions and associated operating support totaling \$835,361. Please see Attachment "A" for the revenue and expenditure budget.

The allocation to the General Fund for Fiscal Year 2003-2004 of approximately \$16.3 million pays for tourist related services and costs provided or managed by General Fund Departments. This funding supports approximately \$13.3 million of public safety programs including our beach patrol, police services on Lincoln Road, Ocean Drive/Lummus Park, Collins Avenue, Washington Avenue, ATV officers, Boardwalk security, special traffic enforcement and special event staffing; and fire rescue units in tourist and visitor areas as well as special event support services. Approximately \$2.5 million is used to provide enhanced cleaning, landscape and other maintenance in the Lincoln Road, Ocean Drive/Lummus Park, Collins Avenue, Washington Avenue as well as for tourist and visitor areas in Middle and North Beach. This funding also supports code compliance services to respond to evening entertainment areas and for special events. An additional \$500,000 provides for a portion of the operational costs of the Tourism and Cultural Development Department, and a contribution to the Cultural Arts Council beyond their annual interest allocation from the investment of City funds.

The Fiscal Year 2003-2004 budget also includes an incentive payment of \$810,225 for the GMCVB in accordance with the provisions of their contract with the City, an allocation of \$245,000 for homeless program which is an increase of \$150,000 over the prior year, and an allocation of \$298,300 for special events such as the Fourth of July, the annual Festival of the Arts and protocol materials and expenses.

Recreation - \$1,273,000

Recreational programs and activities funded through special revenues and self-supporting user fees are listed below:

<u>PROGRAM/ACTIVITY</u>	<u>ACCOUNT</u>	<u>AMOUNT</u>
Playgrounds	610.6400	\$245,000
Ice Skating Instructions	610.6430	150,000
Youth Center Classes	610.6431	90,000
Gymnastics	610.6432	25,000
Youth Center Operations	610.6433	60,000
Summer Camp - Youth	610.6434	85,000

<u>PROGRAM/ACTIVITY</u>	<u>ACCOUNT</u>	<u>AMOUNT</u>
Skate/Shoe Rental	610.6435	100,000
Cultural Affairs	610.6440	40,000
NS/Margaret M. Swett Social Club	610.6451	8,000
Recreation Classes	610.6453	50,000
Adult Athletics	610.6454	120,000
South Pointe Park	610.6491	65,000
21st Street Community Center	610.6492	195,000
Special Events	610.6499	40,000
Total		<u>\$1,273,000</u>

Log Cabin Training Center - \$426,155

The Log Cabin Training Center provides vocational and life skills training to developmentally disabled adults with the ultimate goal of enabling these clients to lead independent, productive and integrated lives within our community. Funding for this program (salaries and fringes \$257,631 and operating \$256,005) is provided by the following funding sources: Florida Department of Children and Families (DCF) Developmental Training Program (ADTP) - \$281,929, Transportation - \$32,630, Supported Employment Program (SE) – \$28,200, and Supported Independent Living (SIL) - \$35,270; private contract proceeds in the amount of \$52,344 (This amount includes funding for the Center to expand its hospitality program by offering catered lunches prepared by our developmentally disabled students. The catered meals will cover food expenses, the cost of client salaries and overhead expenses.); and the City's General Fund (\$87,481).

<u>PROGRAM/ACTIVITY</u>	<u>ACCOUNT</u>	<u>AMOUNT</u>
Adult Day Training Program	114.0982	\$281,929
Transportation	114.0982	\$32,630
Supported Employment Program	114.0982	28,200
Supported Independent Living Program	114.0984	35,270
Private Contracts	114.6410	48,126
Total		<u>\$426,155</u>

Homeless Street Cleaning Program - \$45,000

An allocation from Resort Tax will provide year nine for the Jewish Vocational Services Job/Self-Sufficiency Program for street cleaning services.

7th Street Garage - \$2,003,410

The Parking Department is responsible for the collection of the revenues which will be used to pay operating expenses and debt service. The operating budget is required to cover operating expenses, debt service, and reserve for replacement (cost savings). In the event of any shortfall in projected revenues, the difference shall be made up by funds from excess parking revenues.

Operating Expenses	\$949,215
Debt Service	714,000
Reserve for Replacement	340,195
Total	<u>\$2,003,410</u>

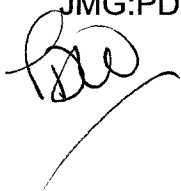
Bass Museum of Art - \$50,860

Second year of a three-year grant from the State of Florida Division of Cultural Affairs providing operating support.

CONCLUSION

The attached Resolution adopting funding for FY 2003-04 budgets from these sources is vital to the continuation of these projects and activities provided by the City.

JMG:PDW:JC

A handwritten signature in black ink, appearing to be 'JMG', with a long horizontal line extending from the bottom left.

ATTACHMENT "A"

**CITY OF MIAMI BEACH, FLORIDA
RESORT TAX FUND BUDGET - FISCAL 2004**

	2%	1%	Total
<u>Revenues:</u>			
Resort Tax	\$21,356,000	\$4,312,000	\$25,668,000
Special Assessment-Linc Rd/N Shore Projects	679,839		679,839
Repayment of RDA loan	4,070,787		4,070,787
Interest Income	50,000		50,000
Registration Fees	7,000		7,000
Fund Balance	150,000		150,000
Total Revenue	26,313,626	4,312,000	30,625,626
<u>Expenditures:</u>			
<u>Personnel Costs:</u>			
Salaries & Wages	166,892		166,892
Health, Life & Dental Insurance	6,721		6,721
Pension Contributions & Other Benefits	15,653		15,653
Total Personnel Costs	189,266	0	189,266
<u>Operating Costs:</u>			
Professional Services	55,000		55,000
Internal Audit/Resort Tax Auditors' Expenditures	503,852		503,852
Telephone	50		50
Postage	500		500
Administrative Fees	25,000		25,000
Rent-Building & Equipment	3,235		3,235
Printing	100		100
Office Supplies	750		750
Other Operating Expenditures	1,000		1,000
Local Mileage	50		50
Training	2,000		2,000
Internal Service - Central Service	6,000		6,000
Internal Service - Property Maintenance	3,496		3,496
Internal Service - Communications	4,428		4,428
Internal Service - Self Insurance	16,751		16,751
Internal Service - Computers	21,144		21,144
Internal Service - Prop. Maintenance/Electrical	2,739		2,739
Total Operating Costs	646,095	0	646,095
Total Operating Expenditures	835,361	0	835,361
<u>Other Uses:</u>			
Contribution to VCA	1,025,088		1,025,088
Contribution to Bureau	5,810,225		5,810,225
Excise Tax Bonds	297,501		297,501
Other Designated Expenditures	543,300	2,156,000	2,699,300
Debt Service:			0
North Shore	929,832		929,832
Gulf Breeze	553,869		553,869
TIF Bonds		2,156,000	2,156,000
General Fund Contributions	16,318,450		16,318,450
Total Other Uses	25,478,265	4,312,000	29,790,265
Net	0	0	0

Explanation of Other Designated Expenditures:

Special Districts		718,667	718,667
North Beach Services		718,667	718,667
Middle Beach Services		718,667	718,667
Monuments	22,800		22,800
Orange Bowl	18,750		18,750
July 4th Celebration	19,000		19,000
Festival of the Arts	30,400		30,400
Ziff Museum	57,000		57,000
South Beach & Greater Miami Hispanic Chamber	23,750		23,750
Latin Chamber of Commerce	23,750		23,750
Miami Design Preservation League	23,750		23,750
Homeless Programs	245,000		245,000
Other	79,100		79,100
	<u>543,300</u>	<u>2,156,000</u>	<u>2,699,300</u>

RESOLUTION NO. _____

A RESOLUTION OF THE MAYOR AND CITY COMMISSION OF THE CITY OF MIAMI BEACH, FLORIDA, ADOPTING FISCAL YEAR 2003-04 BUDGETS FOR SPECIAL REVENUE FUNDS FOR RESORT TAX; PARKS AND RECREATION; LOG CABIN TRAINING CENTER OPERATIONS; HOMELESS STREET CLEANING PROGRAM; 7th STREET GARAGE OPERATIONS; AND THE BASS MUSEUM.

WHEREAS, expenses related to tourism, monitoring and auditing payment and receipt of Resort Taxes to the City will be paid by the Resort Tax Fund; and

WHEREAS, certain recreational programs and activities not funded in the City's general operating budget will be funded through various self-supporting user fee programs; and

WHEREAS, support is received from the Florida Department of Children and Families and private contracts to fund the operations at the Log Cabin Training Center for developmentally disabled clients; and

WHEREAS, funding is provided for the ninth year for a homeless initiative to provide for a job self-sufficiency program; and

WHEREAS, the budget for the public garage located at 7th Street and Collins Avenue provides funding for operating expenses, debt service and a reserve for replacement; and

WHEREAS, a State Major Institution Grant received by the Bass Museum of Art from the State of Florida Division of Cultural Affairs will be used for general operation purposes of the Museum.

NOW, THEREFORE, BE IT DULY RESOLVED BY THE MAYOR AND CITY COMMISSION OF THE CITY OF MIAMI BEACH, FLORIDA, that the Mayor and City Commission hereby adopts the FY 2003-04 budgets for Special revenue funds as listed below:

SPECIAL REVENUE/
APPROPRIATIONS

FUND/
DEPT

FY 2003-04
BUDGET

RESORT TAX

Resort Tax Fund	160.Variou	\$30,625,626
-----------------	------------	--------------

RECREATION

Playgrounds	610.6400	\$245,000
Ice Skating Instructions	610.6430	150,000
Youth Center Classes	610.6431	90,000
Gymnastics	610.6432	25,000
Youth Center Operations	610.6433	60,000
Summer Camp - Youth	610.6434	85,000
Skate/Shoe Rental	610.6435	100,000
Cultural Affairs	610.6440	40,000
NS/Margaret M. Swett Social Club	610.6451	8,000
Recreation Classes	610.6453	50,000
Adult Athletics	610.6454	120,000
South Pointe Park	610.6491	65,000
21st Street Community Center	610.6492	195,000
Special Events	610.6499	40,000
Total		<hr/> \$1,273,000

LOG CABIN TRAINING CENTER

Adult Day Training Prgm & Transp	114.0982	\$281,929
Supported Employment Program	114.0982	32,630
Transportation	114.0982	28,200
Supported Independent Living Program	114.0984	35,270
Private Contracts	114.6410	48,126
Total		<hr/> \$426,155

HOMELESS STREET CLEANING PROGRAM

Operations	199.6521	\$45,000
------------	----------	----------

**SPECIAL REVENUE/
APPROPRIATIONS**

**FUND/
DEPT**

**FY 2003-04
BUDGET**

7TH STREET GARAGE

142.6976

\$2,003,410

BASS MUSEUM OF ART

Operations

148.6153

\$50,860

TOTAL ALL FUNDS

\$34,424,051


PASSED and ADOPTED this 18th day of September 2003.

ATTEST BY:

CITY CLERK

MAYOR

**APPROVED AS TO
FORM & LANGUAGE
& FOR EXECUTION**



City Attorney

9-12-03

Date

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**CITY OF MIAMI BEACH
COMMISSION ITEM SUMMARY**

**Condensed Title:**

A Resolution adopting and approving the Miami Beach Visitor and Convention Authority (VCA) FY 2003/2004 Budget in the amount of \$ 1,025,088.

Issue:

Shall the City Commission adopt and approve the Miami Beach Visitor and Convention Authority (VCA) FY 2003/2004 Budget in the amount of \$ 1,025,088?

Item Summary/Recommendation:

It is recommended that the Mayor and Commission should adopt the 2003/2004 budget in the amount of \$1,025,088, as set forth in Exhibit A.

Advisory Board Recommendation:

Miami Beach Visitor and Convention Authority – August 6, 2003 – reviewed and recommended approval of the budget.

Financial Information:

Source of Funds: <div style="border: 1px solid black; width: 80px; height: 40px; margin: 5px 0;"></div> Finance Dept.		Amount	Account	Approved
	1			
	2			
	3			
	4			
	Total			

City Clerk's Office Legislative Tracking:

Christina M. Cuervo

Sign-Offs:

Department Director	Assistant City Manager	City Manager

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AGENDA ITEM R7D
DATE 09-18-03

CITY OF MIAMI BEACH

1700 Convention Center Drive, Miami Beach, FL 33139
http://ci.miami-beach.fl.us



TO: Mayor David Dermer and
Members of the City Commission

DATE: September 18, 2003

FROM: Jorge M. Gonzalez
City Manager

A handwritten signature in black ink, appearing to read "Jorge M. Gonzalez".

SUBJECT: A RESOLUTION OF THE MAYOR AND CITY COMMISSION OF THE
CITY OF MIAMI BEACH, FLORIDA, ADOPTING AND APPROVING THE
MIAMI BEACH VISITOR AND CONVENTION AUTHORITY (VCA) FY
2003/2004 BUDGET IN THE AMOUNT OF \$ 1,025,088

ADMINISTRATION RECOMMENDATION

Adopt the Resolution

ANALYSIS

The Miami Beach Visitor and Convention Authority (VCA) was created and exists pursuant to Chapter 67-930 of the Laws of Florida and Sections 102-246 through, and including 102-254 of the Code of the City of Miami Beach. The VCA is a seven-member authority. Each member is appointed by the City of Miami Beach Commission, with the goal of encouraging, developing and promoting the image of Miami Beach locally, nationally and internationally as a vibrant community and tourist destination. To this end, the VCA strategically focuses its funding investments in a balanced manner, fostering outstanding existing programs, stimulating new activities, and encouraging partnerships. The VCA is committed to a careful, long-term plan for allocation of resources to build the uniqueness of Miami Beach as one of the world's greatest communities and tourism destinations.

FY 2002/2003 Review/Tourism Advancement Program

The VCA Tourism Advancement Program helps promote Miami Beach as a sophisticated tourist destination through the allocation of grant funds to events or programs of work that enhance tourist attractiveness. In fiscal year 2002/2003, the program allocated funds in one of six categories, including: Tourism Partnerships, Special Events Recurring, Major One Time Event, Cultural Tourism, Development Opportunities and Festival Season.

The Tourism Advancement Program (TAP) awarded \$796,290 in fiscal year 2002/2003, compared to \$487,700 in fiscal year 2001/2002. The increase in awards within the TAP reflected the anticipated 20% budget reduction by the City, and focus by the VCA on funding turnkey initiatives. The TAP funds helped maintain worthwhile tourism initiatives such as the South Beach Wine & Food Festival, The Miami Beach Sports & Fitness Festival, and supported new events on Miami Beach, such as the Miami Tropical Marathon and Aqua Girl.

Residential Services Campaign/VCA Action Committee

The Residential Committee of the Mayor's Blue Ribbon Task Force on Tourism identified a resident-focused marketing/PR campaign that emphasized tourism's benefits to our community, including the need to celebrate our community's diversity and re-instill the importance of hospitality towards our visitors, and towards one another.

The VCA recognized the importance of this campaign and took the lead in organizational efforts, collaborating with Residential Chair Peter Rickman.

Think Penny, a Miami Beach advertising and design firm, volunteered to produce the campaign and donated the original creative services. The theme was MB: "Miami Beach, My Beach, Yours, Mine and Ours." The bilingual campaign used the initials MB to relay what is special about the Miami Beach community. Some examples were My Boardwalk, Mi Bodega, and My Ballet. The campaign began in the fall of 2002. It included an advertising initiative, and a service & attitude training component that meets the objectives of the Service and Attitude Committee of the Blue Ribbon Task Force. The training component met the objectives of creating a friendly and service oriented city where residents, tourists and merchants can patronize and conduct business.

Phase One of the campaign included vivid and colorful images on available spaces, such as the side of buildings and was also implemented on a smaller scale with marketing collateral on light poles and bus shelters. These images were used to 'decorate' city property. The City granted a Waiver of Development regulations pursuant to, section 142-145 of the City Code, to allow the large-scale banner to be erected on City Hall.

The campaign includes a 60-second PSA spot that will serve the dual purpose of being adaptable for businesses and residents. The campaign's goal is to re-instill community pride, and strengthen the message of welcome. With over 100 other options to the MB campaign, additional future partners will also be identified to help provide financial and creative resources.

Though many of the services were free, there were costs for the production of the marketing collateral. Funding for production came from the partnership of the VCA and the GMCVB.

The campaign has enjoyed wide-scale commitment from the CMB, VCA, Greater Miami Convention & Visitors Bureau (GMCVB), video partner ACT Productions and Think Penny. VCA board member, Steve Haas and his employees at the Tuscan Steak House, have committed to becoming a roving troupe to introduce the video through live performances whenever possible.

Stu Blumberg, president of the Greater Miami & The Beaches Hotel Association (GMBHA) has offered assistance with distribution of the training manual and assistance with video presentations. The various Miami Beach Chambers of Commerce will provide distribution assistance.

The campaign was adopted by the CMB and used successfully in the All – American City Application.

Request for Proposals

The VCA and the GMCVB are partnering in FY 2003-2004 for the Summer Event Producers RFP. Each organization will provide \$50,000 towards the RFP. The objective of the RFP is to offset the cost of programs and events taking place in the City of Miami Beach during the months of July and August. The RFP will facilitate the production of new quality performances undertaken by recognized event producers. This will encourage current and future tourism to Miami Beach and this region, as it enhances its image as a sophisticated tourist destination with outstanding visitor services, events.

The Summer Event Producer RFP grant category allows organizations with a new or first-time event or program of work, that has the potential to become recurring and can generate an extraordinary national and/or international tourism return for Miami Beach between the months of July and August, to apply for this joint funding.

Administration and Overhead

The VCA's administrative and overhead costs are budgeted at \$132,000 for the fiscal year 2003/2004. The \$132,000 administration and overhead allocation reflects an approximate 2% increase from fiscal year 2002/2003. The 2% increase is attributed to the rising cost of insurance coverage and a standard cost of living increase. This figure is also inclusive of the office space and equipment, and a fully staffed VCA administrative office.

2003/2004 Tourism Advancement Program

The VCA has budgeted \$603,088 for fiscal year 2003/2004 for its Tourism Advancement Program. This grant funding reflects an approximate 1% increase or, a total of \$8,338 from fiscal year 2002/2003. The decrease in funds is reflective of the decrease in the projected resort tax allocation. The monies will be awarded in our Tourism Advancement Program in six categories, including: Tourism Partnerships, Special Events (Recurring), Special Events (New or One-Time), Development Opportunities, Cultural Tourism and Festival Season. The grant application was again reviewed and revised in 2003/2004. New questions about the economic impact of the program, such as the various aspects of the tourism directed marketing plans, and how the numbers of hotel room nights were calculated, were enumerated. The final report and contract were also updated. The final report now includes quantitative and qualitative measures of event success. The contracts were revised to be more readable; initials are required after every clause to ensure that it is read and understood by the applicant.

In addition, the application now requires written confirmation of hotel room blocks, and letters of media confirmation as application attachments.

The VCA website was updated for the 2003/2004 fiscal year. The TAP applications and guidelines can now be accessed in several formats, including Microsoft Word and PDF at www.miamibeachvca.com. Once approved, VCA meeting minutes will also be available on the web.

Destination Marketing

The destination marketing allocation reflects a 0% decrease from fiscal year 2002/2003. This allocation includes the VCA portion of production costs for the Miami Beach Civic Pride Campaign. This resident-focused marketing/PR campaign emphasizes tourism's benefits to our community, including the need to celebrate our community's diversity and re-instill the importance of hospitality towards our visitors.

Research and Development

In fiscal year 2003/2004 the VCA will undertake several new research and development projects, including the promotion of the city's shopping districts. The VCA is also focusing attention on facilitating the creation of summer-long events in Miami Beach. Much of these efforts will be focused on seeding the Miami Beach calendar of events in the months of May through September, during the "Festival Season."

Special Projects

The VCA expects to support new initiatives in FY 2003/2004 at the request of partners and community and resort leaders. Strategic plans, goals and initiatives will be developed after consulting with all partners and as the result of on-going communications. Some of these initiatives include the implementation of summer long events on Miami Beach, including – but not limited to – supporting a food and wine festival, television origination projects and a Miami Beach based film festival. The VCA is also taking a leadership role in encouraging events of mass appeal to take place in Miami Beach. Strategic goals and initiatives will be developed through consultation with partners and continued outreach.

Projected Cash Flow Reserve

The VCA has budgeted \$30,000 in the cash flow reserve in fiscal year 2003/2004. The \$30,000 cash flow reserve reflects a 0% decrease from fiscal year 2002/2003. The City of Miami Beach allots resort tax payments to the VCA a month after its collection. Therefore the VCA has built in a \$30,000 projected cash flow reserve to its budget to ensure that all grants awarded will have the necessary funds to be reimbursed upon proper request and documentation.

Conclusion

It is recommended that the Mayor and Commission should adopt the 2003/2004 budget in the amount of \$1,025,088, as set forth in Exhibit A.

Miami Beach Visitor and Convention Authority
Approved Budget
FY 2003/2004

TOTAL REVENUES: Projected 2% Resort Tax Collections per Finance Department: \$1,025,088

EXPENDITURES

**Proposed
Budget
FY2003/2004**

VCA Administration

i. Director (salary + fringe/25%) (approx. \$65k + \$12.5k)	\$ 132,000.00
ii. Administrative Assistant (approx. \$27k + \$7.5k fringe)	
iii. Office Expenses (approx. \$20k)	

Tourism Advancement Grants Program

Yearlong Grant Categories

i. Tourism Partnerships	\$ 75,000.00
v. Cultural Tourism Joint Funding Program (with the Miami Beach Arts Council)	\$ 50,000.00
vi. Festival Season Marketing	\$ 100,000.00

Quarterly-based Grant Categories

ii. Special Events (recurring)	\$ 181,588.00
1st Quarter \$ 46,588.00	
2nd Quarter \$ 70,000.00	
3rd Quarter \$ 35,000.00	
4th Quarter \$ 30,000.00	
iii. Major Event (New or One-Time)***	\$ 105,000.00
1st Quarter \$ 27,000.00	
2nd Quarter \$ 26,000.00	
3rd Quarter \$ 26,000.00	
4th Quarter \$ 26,000.00	
iv. Development Opportunities	\$ 91,500.00
1st Quarter \$ 60,000.00	
2nd Quarter \$ 10,500.00	
3rd Quarter \$ 10,500.00	
4th Quarter \$ 10,500.00	

New Investment Categories/Strategic Initiatives

i. Destination Marketing	\$ 100,000.00
ii. Tourism Related Research & Development Projects	\$ 35,000.00
iii. Special Projects	\$ 75,000.00
iv. RFP Summer Event Producers	\$ 50,000.00
Projected Cash Flow Reserve	\$ 30,000.00

PROJECTED RESORT TAX ALLOCATION **\$ 1,025,088.00**

RESOLUTION NO. _____

A RESOLUTION OF THE MAYOR AND CITY COMMISSION OF THE CITY OF MIAMI BEACH, FLORIDA, ADOPTING AND APPROVING THE MIAMI BEACH VISITOR AND CONVENTION AUTHORITY (VCA) FISCAL YEAR 2003/2004 BUDGET IN THE AMOUNT OF \$1,025,088

WHEREAS, the Miami Beach Visitor and Convention Authority (VCA) was created pursuant to Chapter 67-930 of the Laws of Florida and Sections 102-246 through 102-254 of the City of Miami Beach Code; and

WHEREAS, the VCA's mission is to support, maintain and develop quality programs, which generate, satisfy and enhance the year-round tourist attractiveness of Miami Beach; and

WHEREAS, the VCA strategically focuses its funding investments in a balanced manner, fostering outstanding existing programs, stimulating new activities, and encouraging partnerships; and

WHEREAS, the VCA is committed to a careful, long-term plan for allocation of resources to build the uniqueness of Miami Beach as one of the world's greatest communities and tourist destinations; and

WHEREAS, pursuant to its enabling legislation, the VCA's budget for each fiscal year shall be approved by the Mayor and Commission; and

WHEREAS, accordingly, the VCA recommends approval of the proposed budget for Fiscal Year 2003/2004 in the amount of \$ 1,025,088 to continue implementation of its programs.

NOW, THEREFORE, BE IT DULY RESOLVED BY THE MAYOR AND CITY COMMISSION OF THE CITY OF MIAMI BEACH, FLORIDA, that the Mayor and City Commission adopt the Miami Beach Visitor and Convention Authority's Fiscal Year 2003/2004 budget, in the amount of \$ 1,025,088.

PASSED and ADOPTED this 18th day of September, 2003.

ATTEST:

CITY CLERK

MAYOR

APPROVED AS TO
FORM & LANGUAGE
& FOR EXECUTION

AMHault 9-16-03
City Attorney Date

**CITY OF MIAMI BEACH
COMMISSION ITEM SUMMARY**



Condensed Title:

A Resolution adopting the City of Miami Beach and Miami Beach Redevelopment Agency Capital Budget for Fiscal Year 2003-2004 and the Capital Improvement Plan for Fiscal Years 2004-2008.

Issue:

Shall the City Commission adopt the City of Miami Beach and Miami Beach Redevelopment Agency Capital Budget for Fiscal Year 2003-2004 and the Capital Improvement Plan for Fiscal Years 2004-2008?

Item Summary/Recommendation:

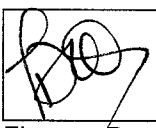
The Proposed Capital Budget for FY 2003-2004 totals \$77,338,235 and includes 94 projects and capital equipment acquisitions recommended for appropriation in conjunction with the FY 2003-2004 Operating Budget. It itemizes project funds to be committed during the upcoming fiscal year detailing expenses for project components which include: architect and engineer (A/E), construction, equipment, art in public places, and other related project costs. Additionally, the projected costs of program manager services provided by Hazen and Sawyer and URS for FY 2003-2004 are included. Capital reserves, debt service payments, and other capital purchases found in the Operating Budget are not included in this budget.

Advisory Board Recommendation:

On September 5, 2003 the FY 2003-2004 Proposed Capital Budget and updated Capital Improvement Plan was discussed at a joint meeting of the Finance and Citywide Projects Committee and the General Obligation Bond Oversight Committee. A presentation was made outlining the neighborhood enhancements, park renovation and upgrades, construction of new facilities, and upgrades to utility systems that were planned for FY 2003-2004. Copies of the Proposed Capital Budget for FY 2003-2004 and the updated Capital Improvement Plan were distributed to each member. The Capital Improvement Project Office Director, Chief Financial Officer, department directors, representatives from URS and Hazen and Sawyer (program managers) and other City staff were available to discuss specific projects and respond to the Committee's questions.

Financial Information:

Source of Funds:		Amount	Account	Approved
	1	\$77,338,235	Various Funding Sources, See Exhibit A.	
	2			
	3			
	4			
	Total	\$77,338,235		

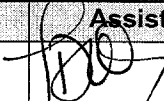
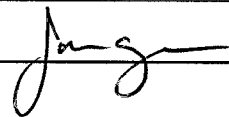


Finance Dept.

City Clerk's Office Legislative Tracking:

Patricia D. Walker

Sign-Offs:

Department Director	Assistant City Manager	City Manager
		

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AGENDA ITEM R7E
DATE 9-18-03

CITY OF MIAMI BEACH

CITY HALL 1700 CONVENTION CENTER DRIVE MIAMI BEACH, FLORIDA 33139
www.ci.miami-beach.fl.us



COMMISSION MEMORANDUM NO.

TO: Mayor David Dermer
Members of the City Commission

Date: September 18, 2003

FROM: Jorge M. Gonzalez
City Manager

SUBJECT: A RESOLUTION OF THE MAYOR AND CITY COMMISSION OF THE CITY OF MIAMI BEACH, FLORIDA, ADOPTING THE CITY OF MIAMI BEACH AND MIAMI BEACH REDEVELOPMENT AGENCY CAPITAL BUDGET FOR FISCAL YEAR 2003-2004 AND THE CAPITAL IMPROVEMENT PLAN FOR FISCAL YEARS 2004-2008.

ADMINISTRATION RECOMMENDATION

Adopt the Resolution.

BACKGROUND

Planning for capital improvements is an ongoing process; as needs change within the City, capital programs and priorities must be adjusted. The Capital Improvement Plan ("CIP") serves as the primary planning tool for systematically identifying, prioritizing and assigning funds to critical City capital development, improvements and associated needs.

Each year, City departments submit their projected capital needs for the next five year period. All projects submitted for inclusion in the City's CIP are reviewed on the basis of relative need, cost and availability of funding. The Finance Department and the Capital Improvement Office provide assistance in preparing and reviewing the CIP for budgetary planning purposes. The proposed documents are presented to the Finance and Citywide Projects Committee and General Obligation Bond Oversight Committee for review, and to the City Commission/RDA for approval and adoption.

The CIP was created as a plan for projects that require significant capital investment and is intended to serve as an official statement of public policy regarding long-range physical development in the City of Miami Beach. The CIP specifies and describes the City's capital project plan and establishes priorities for the upcoming five year period.

Following the adoption of the CIP by the Mayor and City Commission in July of 1999, individual projects within neighborhood areas were combined to create "packages" of projects that address the neighborhood needs for infrastructure upgrades, traffic flow, enhancements, etc. This comprehensive approach minimizes disruptions and generates costs savings. The projects address many needs in different areas of the City including:

AGENDA ITEM _____

DATE _____

neighborhood enhancements such as landscaping, sidewalk restoration, traffic calming, parking, drainage improvements and roadway resurfacing/reconstruction; park renovation and upgrades; and construction or renovation of public facilities. Additionally, to support this effort, the City has entered into agreements with Hazen and Sawyer, P.C. and URS Corp. to provide program management and assist in obtaining architectural, engineering and other relevant professional services.

The City's first Capital Budget was adopted concurrently with the Fiscal Year (FY) 2001-2002 operating budget. It included the portion of the five year plan that would be committed during that fiscal year. The second Capital Budget and the updated CIP for FY 2003-2007, following a comprehensive review of the CIP to insure that the Plan accurately reflects all project budgets, funding sources and commitments, was adopted concurrently with the FY 2002-2003 operating budget. This year, the Administration is presenting the proposed Capital Budget for FY 2003-2004 along with the updated CIP for FY 2004-2008 for adoption by the City Commission.

ANALYSIS

Capital Improvement Plan

The 2004-2008 CIP for the City of Miami Beach is a five year plan for public improvements and capital expenditures by the City. This document is an official statement of public policy regarding long-range physical development in the City of Miami Beach. The approved Capital Improvement Plan has been updated to include projects that will be active during the fiscal years 2004 through 2008.

The Plan has been updated to include additional funding sources that have become available, changes in project timing, and other adjustments to ongoing projects as they have become better defined. Certain adjustments have been made to reclassify previously appropriated funds from a cash flow basis to a commitment basis for budgeting purposes; other project appropriations have been adjusted to reflect projects that have been reconfigured, re-titled, combined with or separated from other projects and/or project groupings. Adjustments for appropriations that were made at the funding source level rather than at a project level have also been included. These adjustments have no fiscal or cash impact and are as a result of a comprehensive review of the program to insure that our plan accurately reflects all project budgets, funding sources and commitments.

Capital Budget

The Proposed Capital Budget for FY 2003-2004 totals \$77,338,235 and includes 94 projects and capital equipment acquisitions recommended for appropriation in conjunction with the FY 2003-2004 Operating Budget. It itemizes project funds to be committed during the upcoming fiscal year detailing expenses for project components which include: architect and engineer (A/E), construction, equipment, art in public places, and other related project costs. Additionally, the projected costs of program manager services provided by Hazen and Sawyer and URS for FY 2003-2004 are included. Capital reserves, debt service payments, and other capital purchases found in the Operating Budget are not included in this budget.

Major projects that are underway or scheduled to begin in FY 2003-2004 include the

Major projects that are underway or scheduled to begin in FY 2003-2004 include the following:

Parks

Altos del Mar Park
Botanical Garden
South Pointe Park
Normandy Shores Golf Course Clubhouse
Collins Park
Miami Beach Golf Club Cart Barn
Normandy Shores Golf Course
North Shore Open Space Park Phase III
Fairway Park
Muss Park
Washington Park

Public Facilities

Flamingo Park/Property Management Yard
Public Works Yard
Convention Center ADA Restrooms

Public Safety

Fire Station No. 2
Fire Station No. 4

Public Works

Biscayne Pointe Neighborhood Streetscape
North Shore Neighborhood Streetscape
West Avenue / Bay Road Neighborhood Streetscape
South Pointe Streetscape Phase II
Venetian Islands Neighborhood Streetscape
Washington Avenue Improvements



On September 5, 2003 the FY 2003-2004 Proposed Capital Budget and updated Capital Improvement Plan was discussed at a joint meeting of the Finance and Citywide Projects Committee and the General Obligation Bond Oversight Committee. A presentation was made outlining the neighborhood enhancements, park renovation and upgrades, construction of new facilities, and upgrades to utility systems that were planned for FY 2003-2004. Copies of the Proposed Capital Budget for FY 2003-2004 and the updated Capital Improvement Plan were distributed to each member in advance. The Capital Improvement Project Office Director, Chief Financial Officer, department directors, representatives from URS and Hazen and Sawyer (program managers) and other City staff were available to discuss specific projects and respond to the Committee's questions.

The Proposed Capital Budget for FY 2003-2004 along with the updated Capital Improvement Plan for FY 2004 – 2008 has been provided under separate cover.

CONCLUSION:

The Administration recommends adoption of the attached Resolution, which establishes the Capital Budget for Fiscal Year 2003-2004 and the Capital Improvement Program for Fiscal Years 2004-2008.

JMG:PDW:mim



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Exhibit A

FY 2003-2004 Capital Budget

Funding Summary

<i>Funding Source</i>	<i>Project Name</i>	<i>Revenue</i>
Capital Project Grants	North Beach Recreational Corridor	656,000.00
	Sum	656,000.00
	Booster Pump Station on Terminal Island	2,523.00
Capital Projects Fund 351	41st Street Bridge Renovation	225.00
	Sum	2,748.00
	Beachwalk I (14th Terrace to 21st Street)	537,379.00
CC RDA TIF (1996-B)		
	Sum	537,379.00
CDT Interlocal Agreement	FY 04 Southeast Chiller Replacement	300,000.00
	FY 04 Enviro Waste Systems Trash Pulverizer	160,000.00
	FY 04 Security Camera System Upgrades	150,000.00
	FY 04 Miscellaneous Replacement	100,000.00
	FY 04 Switch Gear Testing	70,000.00
	FY 04 Cleaning Equipment	50,000.00
	FY 04 Escalator Chain Replacement	45,000.00
	FY 04 Security Camera Replacement	25,000.00
	FY 04 General Landscaping	25,000.00
	FY 04 Linen Replacement	25,000.00
	FY 04 Cardboard Baler	25,000.00
	FY 04 East Restaurant Removal of Grillwork	25,000.00

<i>Funding Source</i>	<i>Project Name</i>	<i>Revenue</i>
City Center TIF	Sum	1,000,000.00
	Colony Theater	162,324.00
	Convention Center East Streetscape	87,034.00
	Regional Library	87,000.00
	Washington Avenue Master Plan Streetscape	20,600.00
	Cultural Campus Streetscape	5,761.00
	Flamingo North, East, and West Neighborhoods Streetscape (Bid Package C)	4,969.00
	Sum	367,688.00
Equipment Master Lease		
	FY 04 Fleet Management Replacement & Purchase of Cars & Light Trucks	4,030,515.00
	Public Safety Radio System	1,575,000.00
	FY 04 Replace Main AC Units at IT & PSCU	90,000.00
	Sum	5,695,515.00
FDOT		
	North Beach Recreational Corridor	1,041,600.00
	Sum	1,041,600.00
GO Bond - Fire Safety 2000		
	Fire Station 2 Renovation	20,378.00
	Fire Station 4 Renovation	13,277.00
	Sum	33,655.00
GO Bond - Fire Safety 2003		
	Property Management Facility	214,315.00
	Sum	214,315.00
GO Bond - Neighborhoods 2000		
	Parks Maintenance Facility Renovation	2,312.00

<i>Funding Source</i>	<i>Project Name</i>	<i>Revenue</i>
	42nd Street Streetscape	253.00
GO Bond - Neighborhoods 2003		
	Nautilus Neighborhood Streetscape	4,312,156.00
	Normandy Isle / Normandy Sud Neighborhood Streetscape	3,667,866.00
	Normandy Shores Neighborhood Streetscape	3,025,359.00
	Venetian Islands - Phase I - Islands (Bid Package C)	3,011,119.00
	Flamingo South Neighborhood Streetscape (Flamingo Bid Package A)	2,207,084.00
	Property Management Facility	862,994.00
	Normandy Isle Channel	810,000.00
	Alton Road Enhancements	765,954.00
	Waterways Dredging	717,272.00
	Indian Creek Greenway	645,000.00
	Venetian Islands - Belle Isle (Bid Package B)	430,660.00
	Palm and Hibiscus Islands Streetscape	349,602.00
	Biscayne Point Neighborhood Streetscape	141,558.00
	Star Island	117,286.00
	Lincoln Road Improvements - Phase II	100,000.00
	North Shore Neighborhood Streetscape	93,738.00
	La Gorce Neighborhood Street Ends	45,000.00
	Ocean Front Neighborhood Streetscape	34,092.00
	Bayshore Neighborhood Bid Package A: Bayshore-Ph I, Flamingo Terr-Ph II, & 40th St. Streetsc	29,235.00
	Lummas Area Neighborhood Streetscape (Flamingo Bid Package B)	20,511.00
	Flamingo North, East, and West Neighborhoods Streetscape (Bid Package C)	19,583.00
	Venetian Islands - Phase II - Causeway (Bid Package D)	15,316.00
	West Avenue / Bay Road Neighborhood Streetscape	14,870.00
	Public Works Facility & Yard Renovation	14,829.00
	Sum	2,565.00

<i>Funding Source</i>	<i>Project Name</i>	<i>Revenue</i>
	Lake Pancoast Streetscape (Bayshore Phase IV, Bid Package C)	7,500.00
	Lower North Bay Road Streetscape (Bayshore Phase II, Bid Package B)	4,498.00
	South Pointe Streetscape - Phase III & Phase IV	3,572.00
	La Gorce Neighborhood Streetscape	1,669.00
	Sunset Islands (Bayshore Phase VI, Bid Package D)	125.00
	Sum	21,468,448.00
GO Bond - Parks & Beaches 2000		
	Belle Isle Park	5,197.00
	Parks Maintenance Facility Renovation	962.00
	Fairway Park	370.00
	Sum	6,529.00
GO Bond - Parks & Beaches 2003		
	Property Management Facility	660,532.00
	ADA City-Wide Renovations	250,000.00
	Roof Repairs - City Facilities	175,000.00
	Collins Park	159,236.00
	Altos del Mar Park Improvements	49,214.00
	South Pointe Park	29,519.00
	Flamingo Park - Park	20,058.00
	"The Garden Center" Botanical Garden Renovations: Phase II	12,251.00
	Beach Patrol & 10th Street Auditorium	11,040.00
	Lummus Park	8,574.00
	Public Works Facility & Yard Renovation	6,327.00
	Normandy Shores Golf Course and Clubhouse	4,813.00
	Shane Water Sports Center	1,440.00
	Sum	1,388,004.00
Gulf Breeze Loan Pool		

<i>Funding Source</i>	<i>Project Name</i>	<i>Revenue</i>
HUD Sec 108 Loan	Normandy Shores Golf Course and Clubhouse	85,952.00
	Miami Beach Course Renovation	44,576.00
	Cultural Campus Streetscape	176.00
	Sum	130,704.00
Local Gas Tax	Normandy Isle / Normandy Sud Neighborhood Streetscape	958,643.00
	Sum	958,643.00
	Pavements & Sidewalks	255,000.00
	Bridge Repairs	120,000.00
Parking Bond Fund 481	Street Lighting	110,000.00
	ADA ROW Improvements	30,000.00
	Sum	515,000.00
	Surface Lot Renovations - Phase II	1,271,600.00
Parking Bond Fund 485	17th Street Parking Garage Structural Repairs	300,000.00
	Sum	1,571,600.00
	Cultural Campus Streetscape	4,042.00
	42nd Street Streetscape	282.00
Parks Bond Fund 366	Sum	4,324.00
	41st Street Bridge Renovation	16,678.00
	Sum	16,678.00
	Property Management Retained Earnings	
	FY 04 Property Management Trucks	42,500.00

<i>Funding Source</i>	<i>Project Name</i>	<i>Revenue</i>
Quality of Life - Middle Beach		Sum
	FY 04 Scott Rakow Youth Center Air Handler Unit	120,000.00
	Sum	120,000.00
SP RDA TIF		
	South Pointe Streetscape - Phase II	6,080,992.00
	South Pointe District Shoreline	1,050,600.00
	Washington Avenue Master Plan Streetscape	384,450.00
	South Pointe Streetscape - Phase III & Phase IV	304,286.00
	South Pointe Streetscape - Phase I	266,507.00
	South Pointe Streetscape - Phase V	138,561.00
	South Pointe Park	83,117.00
	Water & Sewer Pump Station Upgrades Program	50,087.00
	Flamingo South Neighborhood Streetscape (Flamingo Bid Package A)	29,676.00
	Community Garden	2,288.00
	Washington Park	658.00
	Sum	8,391,222.00
Stormwater Bond 2000	Nautilus Neighborhood Streetscape	7,498,889.00
	Venetian Islands - Belle Isle (Bid Package B)	3,975,166.00
	Normandy Shores Neighborhood Streetscape	3,854,447.00
	Palm and Hibiscus Islands Streetscape	2,364,370.00
	La Gorce Neighborhood Streetscape	716,965.00
	Sunset Islands (Bayshore Phase VI, Bid Package D)	514,103.00
	Normandy Isle / Normandy Sud Neighborhood Streetscape	507,451.00
	Biscayne Point Neighborhood Streetscape	188,322.00
	Bayshore Neighborhood Bid Package A: Bayshore-Ph I, Flamingo Terr-Ph II, & 40th St. Streetsc	180,764.00

<i>Funding Source</i>	<i>Project Name</i>	<i>Revenue</i>
	Flamingo South Neighborhood Streetscape (Flamingo Bid Package A)	157,761.00
	Flamingo North, East, and West Neighborhoods Streetscape (Bid Package C)	155,715.00
	Washington Avenue Master Plan Streetscape	71,040.00
	West Avenue / Bay Road Neighborhood Streetscape	46,478.00
	Venetian Islands - Phase I - Islands (Bid Package C)	42,480.00
	Lower North Bay Road Streetscape (Bayshore Phase II, Bid Package B)	40,170.00
	Indian Creek Greenway	24,104.00
	South Pointe District Shoreline	17,768.00
	La Gorce Neighborhood Street Ends	5,923.00
	Lake Pancoast Streetscape (Bayshore Phase IV, Bid Package C)	5,553.00
	Sum	20,367,469.00

W&S Bond 2000

Normandy Isle / Normandy Sud Neighborhood Streetscape	3,065,454.00
Sunset Islands (Bayshore Phase VI, Bid Package D)	1,985,227.00
La Gorce Neighborhood Streetscape	1,013,022.00
Ocean Front Neighborhood Streetscape	1,001,895.00
Venetian Islands - Belle Isle (Bid Package B)	972,472.00
Collins Ave Waste Water Force Main	918,044.00
Venetian Islands - Phase I - Islands (Bid Package C)	890,124.00
Nautilus Neighborhood Streetscape	841,336.00
Palm and Hibiscus Islands Streetscape	501,571.00
Sunset Islands Subaqueous Forcemain	195,388.00
Star Island	159,931.00
Flamingo North, East, and West Neighborhoods Streetscape (Bid Package C)	136,712.00
Biscayne Point Neighborhood Streetscape	110,096.00
Waste Water Master Booster Pump Station	77,800.00
Washington Avenue Master Plan Streetscape	75,387.00

<i>Funding Source</i>	<i>Project Name</i>	<i>Revenue</i>
	Normandy Shores Neighborhood Streetscape	58,938.00
	Lummus Area Neighborhood Streetscape (Flamingo Bid Package B)	58,553.00
	North Shore Neighborhood Streetscape	46,153.00
	DERM Wastewater Contingency Plan	39,483.00
	Lower North Bay Road Streetscape (Bayshore Phase II, Bid Package B)	37,402.00
	Bayshore Neighborhood Bid Package A: Bayshore-Ph I, Flamingo Terr-Ph II, & 40th St. Streetsc	29,232.00
	Booster Pump Station on Terminal Island	26,123.00
	Booster Pump Station at 25th Street	25,192.00
	Flamingo South Neighborhood Streetscape (Flamingo Bid Package A)	11,608.00
	MacArthur Causeway 20" Water Main	8,202.00
	West Avenue / Bay Road Neighborhood Streetscape	5,261.00
	Pump Station 29 Upgrade	3,540.00
	Sum	12,294,146.00
Water & Sewer Bond Fund 426		
	Venetian Islands - Phase I - Islands (Bid Package C)	231,500.00
	Booster Pump Station on Terminal Island	3.00
	Sum	231,503.00
Water & Sewer Retained Earnings		
	Water & Sewer Replacement Vehicles	280,000.00
	Sum	280,000.00
	Grand Total	77,338,235.00

RESOLUTION NO. _____

**A RESOLUTION OF THE MAYOR AND CITY COMMISSION OF
THE CITY OF MIAMI BEACH, FLORIDA, ADOPTING THE CITY OF
MIAMI BEACH AND MIAMI BEACH REDEVELOPMENT AGENCY
CAPITAL BUDGET FOR FISCAL YEAR 2003-2004 AND THE
CAPITAL IMPROVEMENT PLAN FOR FISCAL YEARS 2004-2008.**

WHEREAS, the 2004-2008 Capital Improvement Plan (CIP) for the City of Miami Beach is a five year plan for public improvements and capital expenditures by the City; and

WHEREAS, this document is an official statement of public policy regarding long-range physical development in the City of Miami Beach; and

WHEREAS, on July 21, 1999 the Commission approved the FY 1999 - FY 2004 CIP for the City and the Redevelopment Agency; and

WHEREAS, since that time, the City has authorized the issuance of \$92 million of General Obligation Bonds, pursuant to a referendum; issued \$54 million of Water and Sewer Bonds; and \$52 million of Stormwater Revenue Bonds; and

WHEREAS, the approved Capital Improvement Plan has been updated to include projects that will be active during the fiscal years 2004 through 2008; and

WHEREAS, the Proposed Capital Budget for FY 2003-2004 totals \$77,338,235 and includes ninety four projects and capital equipment acquisitions recommended for appropriation in conjunction with the FY 2003-2004 Operating Budget; and

WHEREAS, the Proposed Capital Budget itemizes project funds to be committed during the upcoming fiscal year detailing expenses for project components which include: architect and engineer (A/E), construction, equipment, art in public places, and other related project costs; and

WHEREAS, the projected costs of program manager services provided by Hazen and Sawyer and URS for FY 2003-2004 are included; and

WHEREAS, on September 5, 2003 the FY 2003-2004 Proposed Capital Budget and updated Capital Improvement Plan were discussed at a joint meeting of the Finance and Citywide Projects Committee and the General Obligation Bond Oversight Committee; and

WHEREAS, a copy of the proposed Capital Budget for FY 2003-2004 is included below.

NOW, THEREFORE, BE IT RESOLVED BY THE MAYOR AND CITY COMMISSION OF THE CITY OF MIAMI BEACH, FLORIDA, that they hereby adopt and appropriate, the City of Miami Beach/Miami Beach Redevelopment Agency Capital Budget for Fiscal Year 2003-

2004 and adopt the Capital Improvement Plan for Fiscal Year 2003-2008.

<u>Proposed Sources of Funding</u>	<u>Funding</u>
GO Bond - Neighborhoods 2003	\$ 21,468,448
Stormwater Bond 2000	20,367,469
Water & Sewer Bond 2000	12,294,146
South Pointe RDA TIF	8,391,222
Equipment Master Lease	5,695,515
Parking Bond Fund 481	1,571,600
GO Bond - Parks & Beaches 2003	1,388,004
FDOT	1,041,600
CDT Interlocal Agreement	1,000,000
HUD Section 108 Loan	958,643
Capital Grants	656,000
City Center TIF 1996-B Bond	537,379
Local Gas Tax	515,000
City Center TIF	367,688
Water & Sewer Retained Earnings	280,000
Water & Sewer Bond Fund 426	231,503
GO Bond - Fire Safety 2003	214,315
Gulf Breeze Loan Pool	130,704
Quality of Life - Middle Beach	120,000
Property Management Retained Earnings	42,500
GO Bond - Fire Safety 2000	33,655
Parks Bond Fund 366	16,678
GO Bond - Parks & Beaches 2000	6,529
Parking Bond Fund 485	4,324
Capital Projects Fund 351	2,748
GO Bond - Neighborhoods 2000	2,565
Total	<u>\$ 77,338,235</u>

This resolution shall take effect immediately upon its adoption.

ADOPTED this 18th day of September, 2003.

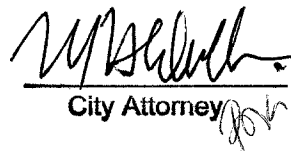
(SEAL)

Mayor

Attest:

City Clerk

**APPROVED AS TO
FORM & LANGUAGE
& FOR EXECUTION**

 9-12-03
City Attorney Date

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**CITY OF MIAMI BEACH
COMMISSION ITEM SUMMARY**



Condensed Title:

A resolution of the Mayor and City Commission of the City of Miami Beach, Florida, approving the Miami Beach Cultural Arts Council's Fiscal Year 2003/2004 budget, in the amount of \$893,388.

Issue:

Shall the City approve the Miami Beach Cultural Arts Council's Fiscal Year 2003/2004 budget in the amount of \$893,388.

Item Summary/Recommendation:

Cultural Arts Grants - \$500,750, 55% of the CAC's annual budget, is for grants. This includes a \$50,000 matching grant to the VCA for cultural tourism grants that support cultural events with documented tourism benefits.

Marketing - With \$91,790, 10% of its annual budget, the City, through the CAC, is promoted worldwide as the region's preeminent cultural destination and helps market the programs of its 52 constituent arts groups. \$45,750 will be used to continue the production of *2nd Thursdays* in a new seasonal format. The remainder of \$46,040 will be used to support other marketing and special research projects in partnership with the Department of Tourism and Cultural Development.

Endowment - Due to significant decreases in resort tax revenue and interest income, the City will not be contributing to the CAC's endowment for 2003/2004.

Administration - \$177,210, 20% of the CAC's annual budget, is for administrative expenses.

Carry forward - \$123,638, 13% of the CAC's annual budget, is being carried forward from last fiscal year. These are committed funds that have not yet been spent for the Colony Theater renovations. \$7,750, 1% of the CAC's annual budget, is being carried forward from last fiscal year. This represents 02/03 unspent grant funds.

Approve the budget as indicated.

Advisory Board Recommendation:

Cultural Arts Council approved the proposed budget at their meeting of June 6, 2003.

Financial Information:

Amount to be expended:

Source of Funds:		Amount	Account	Approved
<div style="border: 1px solid black; width: 80px; height: 50px; display: flex; align-items: center; justify-content: center;"> </div> Finance Dept.	1	\$893,388	140.6080	
	2		Cultural Arts Council	
	3			
	4			
	Total			

Sign-Offs:

Department Director	Assistant City Manager	City Manager

AGE'

Agenda Item R7F

Date 9-18-3

CITY OF MIAMI BEACH

CITY HALL 1700 CONVENTION CENTER DRIVE MIAMI BEACH, FLORIDA 33139
http://ci.miami-beach.fl.us



COMMISSION MEMORANDUM

To: Mayor David Dermer and
Members of the City Commission

Date: September 18, 2003

From: Jorge M. Gonzalez
City Manager

Subject: **A RESOLUTION OF THE MAYOR AND CITY COMMISSION OF THE CITY OF MIAMI BEACH, FLORIDA, APPROVING THE MIAMI BEACH CULTURAL ARTS COUNCIL'S FISCAL YEAR 2003/2004 BUDGET, IN THE AMOUNT OF \$893,388.**

ADMINISTRATION RECOMMENDATION

Adopt the Resolution.

FUNDING

Funding is available from the Cultural Arts Council's (CAC) budget for Fiscal Year 2003/2004.

ANALYSIS

The Cultural Arts Council's (CAC) mission is to develop, coordinate, and promote the visual and performing arts in Miami Beach for the enjoyment, education, cultural enrichment, and benefit of residents and visitors. In 1997, the nine-member volunteer board conducted town meetings with arts groups to evaluate their needs. It then developed a cultural arts master plan identifying programs to assist local arts groups: grants, marketing, facilities, revenue development, and advocacy/planning. The Mayor and City Commission adopted the master plan on June 3, 1998. Since that time the City has awarded approximately \$3.5 million in cultural arts grants, supporting thousands of performances, exhibits, and other cultural activities in Miami Beach. This year, the City also created an Artist in Residency Pilot Program with guidance from the CAC. The purpose of the program is to invite visual artists from around the world to live and work in Miami Beach during the months of July and August, and create art inspired by the unique beauty of our City. The program culminates with a display of the artists' creations in an exhibition called, "Created in Miami Beach." The CAC continually evaluates its programs and effectiveness based on comments from its constituent arts groups, advisers, grants panelists, community groups, elected officials, City administrators, and others. The positive economic impact of the City's cultural efforts is evident throughout the community, as is its effect on our quality of life.

Cultural Arts Grants

The City Administration is recommending grants to 52 not-for-profit organizations for cultural events in Miami Beach between October 1, 2003 and September 30, 2004. The grants range from \$4000 to \$24,900. The CAC strongly encourages community involvement and collaborations, particularly through the City's free seasonal arts night, *2ndThursdays*.

Twenty-two volunteers comprised of citizens and professionals in the various artistic disciplines

were selected last April to review grant applications and make funding recommendations at public meetings in June and July. The panelists collectively volunteered hundreds of hours of their time reviewing the proposals and materials, working with the City's staff and, where possible, attending events. The panelists were informed, diverse, and dedicated. All panels were co-chaired by members of the CAC.

\$500,750, 55% of the CAC's annual budget, is for grants. This includes a \$50,000 matching grant to the VCA for cultural tourism grants that support cultural events with documented tourism benefits. A total of \$1,096,402 was requested by grant applicants this year. Available funding for these grants was 46% of that requested.

Marketing

With \$91,790, 10% of its annual budget, the City, through the CAC, is promoted worldwide as the region's preeminent cultural destination and helps market the programs of its 52 constituent arts groups. \$45,750 will be used to continue the production of *2ndThursdays* in a new seasonal format. The remainder of \$46,040 will be used to support other marketing and special research projects in partnership with the Department of Tourism and Cultural Development. The CAC has two websites, ArtsBeach.com and 2ndThursdays.com, that have global reach and response. With more than 85,000 hits to date, they are valuable tools for the CAC's mission of promoting the local arts industry and our City as a cultural center of the Americas.

The City's free seasonal arts night series, *2nd Thursdays*, was launched by the CAC in October 2000, as a way to market collectively the arts organizations supported by the City's cultural arts grants. It has had tremendous success, expanding to include all sectors of the City and all grantees. Thousands have participated in this ongoing community festival. The series has generated positive media exposure for the City every month since its inception. As the series continues to expand and grow, the CAC will be seeking private support to augment funding provided by the City for *2ndThursdays*.

Endowment

From 1998 through 2002 the City contributed \$200,000 towards the CAC's endowment, 13% of its annual budget. In fiscal year 2002/2003, due to a decrease in funding sources, the City contributed \$160,000, 15% of the CAC's annual budget. Due to significant decreases in resort tax revenue and interest income, the City will not be contributing to the CAC's endowment for 2003/2004.

Administration

\$177,210, 20% of the CAC's annual budget, is for administrative expenses. This includes salaries and benefits for two full-time employees, professional services, operating accounts supporting the CAC's programs, capital, and City internal service charges.

Carry forward

\$123,638, 13% of the CAC's annual budget, is being carried forward from last fiscal year. These are committed funds that have not yet been spent for the Colony Theater renovations.

\$7,750, 1% of the CAC's annual budget, is being carried forward from last fiscal year. This represents 02/03 unspent grant funds.

JMG/CMC/DS/MAS/RB

Exhibit A

Miami Beach Cultural Arts Council Budget FY 2003-2004

Revenues

FY 2002-2003	Adopted	FY 2003-2004	Proposed	% of total
\$425,000	CAC interest	\$250,000	CAC interest	28%
\$300,000	GMCVB	\$360,000	GMCVB	40%
\$200,000	CMB resort taxes	\$152,000	CMB resort taxes	17%
\$165,000	Carry forward***	\$123,638	Carry forward***	14%
		\$7,750	Carry forward****	1%
\$1,090,000	Total	\$893,388	Total	100%

Expenses

FY 2002-2003	Adopted	FY 2003-2004	Proposed	% of total
\$492,650	Cultural arts grants*	\$500,750	Cultural arts grants*	56%
\$91,500	Marketing	\$91,790	Marketing	10%
\$160,000	Endowment	\$0	Endowment	0%
\$180,850	Administration**	\$177,210	Administration**	20%
\$165,000	Carry forward***	\$123,638	Carry forward***	14%
\$1,090,000	Total	\$893,388	Total	100%

* \$500,300 in cultural arts grant awards for FY 2003/2004 recommended for Commission approval on September 18, 2003.

** Administration includes the salaries of the Director and Operations Manager, City operating accounts supporting the Council's programs, professional services, and City internal service charges

Salaries	\$110,178
Fringe benefits	\$18,354 (pension, health insurance, etc.)
Operating accounts	\$32,603 (supplies, mailings, consultants)
Internal service charges	\$16,075 (property management, computers, etc.)
Total	\$177,210

*** Carry forward includes Colony Theatre \$123,638.

**** Carry forward includes unspent grants funds for 02/03 totaling \$7,750

RESOLUTION NO. _____

A RESOLUTION OF THE MAYOR AND CITY COMMISSION OF THE CITY OF MIAMI BEACH, FLORIDA, APPROVING THE MIAMI BEACH CULTURAL ARTS COUNCIL'S FISCAL YEAR 2003/2004 BUDGET, IN THE AMOUNT OF \$893,388.

WHEREAS, the Miami Beach Cultural Arts Council (CAC) was established by the Mayor and City Commission on March 5, 1997; and

WHEREAS, the mission of the CAC is to develop, coordinate, and promote the visual and performing arts in the City of Miami Beach for the enjoyment, education, cultural enrichment and benefit of the residents of, and visitors to, Miami Beach; and

WHEREAS, the Mayor and City Commission adopted the Cultural Arts Master Plan on June 3, 1998, identifying the following program areas for the CAC: cultural arts grants; marketing; facilities; advocacy and planning; and revenue development; and

WHEREAS, pursuant to its enabling legislation, the CAC's budget for each fiscal year shall be approved by the Mayor and City Commission; and

WHEREAS, accordingly, the CAC recommends an \$893,388 budget allocation for the fiscal year 2003/2004 to continue implementation of its programs.

NOW, THEREFORE, BE IT DULY RESOLVED BY THE MAYOR AND CITY COMMISSION OF THE CITY OF MIAMI BEACH, FLORIDA, that the Mayor and City Commission approve the Miami Beach Cultural Arts Council's Fiscal Year 2003/2004 budget, in the amount of \$893,388.

PASSED AND ADOPTED THIS _____ DAY OF _____, 2003

ATTEST:

CITY CLERK

MAYOR

**APPROVED AS TO
FORM & LANGUAGE
& FOR EXECUTION**

 9-12-03
City Attorney Date



Condensed Title:

A resolution of the Mayor and City Commission of the City of Miami Beach, Florida approving and accepting the City Administration's recommendations, and awarding \$500,750.00 in said grants, for Fiscal Year 2003/2004, as identified in the attached Exhibit "A"; and authorizing the City Manager to approve the Cultural Arts Council's funding recommendations for the remaining balance of \$10,750.00; and further authorizing the Mayor and City Clerk to execute said grant agreements, and make the award of said grant monies subject to and contingent upon the approval of the Cultural Arts Council's budget for the Fiscal Year 2003/2004.

Issue:

Shall the City approve and accept the grant award recommendations and award \$500,750.00 said Cultural Arts Grants for Fiscal Year 2003/2004.

Item Summary/Recommendation:

From April 14 to May 16, 2003, the CAC conducted an application and review process for its Fiscal Year 2003/2004 Cultural Arts Grants Program. This process included 22 volunteer grants panelists who reflected the community's diversity, to evaluate 56 applications, requesting a total of \$1,096,402. On July 10, the CAC's Grants Committee reviewed the panels' recommend awards and made the following adjustments also reflected in the second column of Exhibit A.

- Increase all Cultural Anchors' awards to an even \$25,000 from \$24,857.
- Except for the Concert Association, deduct \$1,000 from each applicant's recommended award in the Cultural Presenters category.
- Deduct \$1,000 from four other grant applicants' recommended awards, three from the Dance Category and one from the Arts and Cultural Education category.
- These deductions totaling \$11,000 were then added to the Concert Association's \$13,000 award, giving that organization a total grant award of \$24,000.

With the establishment of the new grant categories, the CAC approved moving the Concert Association out of the Cultural Anchors category (non-competitive category) prior to the 2003/2204 grant panel process. Subsequently, the CAC determined the Concert Association to be at a comparable level of other cultural anchor of this community and subsequently determined to increase their funding as indicated above and in the attached Exhibit A.

The CAC's Grants Committee's recommendations increase the total grants funds by \$1,000 from \$493,000 to \$494,000. \$1,000 will be transferred from another area of the CAC's overall budget to accommodate this rounding recommendation. The adjusted recommendations were presented to the CAC at their July 11 meeting, where the CAC unanimously approved the adjustment. Consequently, the cultural community, specifically organizations whose funding was reduced, expressed concern regarding the CAC's decision to change the panel recommendations and adopt the recommended changes made by the CAC's Grants Committee.

The Administration recommends the following alternative to mitigate the adverse impact realized by some of the affected cultural groups, as reflected in the third column of Exhibit A:

- Carry forward 2002/2003 grant funds from the following two groups:
Miami World Percussion Orchestra, non-compliant, \$4,000
Florida Philharmonic Orchestra, bankrupt, \$3,750
- Apply \$7,000 of this carry forward towards the Concert Association for a total recommended award of \$20,000, rather than the CAC's recommendation of \$24,000. \$20,000 is the cap for the Cultural Presenters category.
- Increase all Cultural Anchors' awards to an even \$25,000 from \$24,857.
- The balance of \$10,750 will be returned to the CAC to recommend appropriate funding increases for grant applicants.

Advisory Board Recommendation:

The Cultural Arts Council reviewed the grant panel recommendations at their July 11, 2003 meeting and recommended awards as reflected in the second column of Exhibit A.

Financial Information:

Amount to be expended:

Source of Funds:

Finance Dept.

	Amount	Account	Approved
1	\$500,750.00	140.6080.000349	
2		Cultural Arts Council	
3			
4			
Total			

Sign-Offs:

Department Director	Assistant City Manager	City Manager

Agenda Item R7G
Date 9-18-03

CITY OF MIAMI BEACH

CITY HALL 1700 CONVENTION CENTER DRIVE MIAMI BEACH, FLORIDA 33139
www.ci.miami-beach.fl.us



COMMISSION MEMORANDUM

To: Mayor David Dermer and
Members of the City Commission

Date: September 18, 2003

From: Jorge M. Gonzalez
City Manager

Subject: **A RESOLUTION OF THE MAYOR AND CITY COMMISSION OF THE CITY OF MIAMI BEACH, FLORIDA APPROVING AND ACCEPTING THE RECOMMENDATIONS, AND AWARDED \$500,750.00 IN SAID GRANTS, FOR FISCAL YEAR 2003/2004, AS IDENTIFIED IN THE ATTACHED EXHIBIT "A"; AND AUTHORIZING THE CITY MANAGER TO APPROVE THE CULTURAL ARTS COUNCIL'S FUNDING RECOMMENDATIONS FOR THE REMAINING BALANCE OF \$10,750.00; AND FURTHER AUTHORIZING THE MAYOR AND CITY CLERK TO EXECUTE SAID GRANT AGREEMENTS, AND MAKE THE AWARD OF SAID GRANT MONIES SUBJECT TO AND CONTINGENT UPON THE APPROVAL OF THE CULTURAL ARTS COUNCIL'S BUDGET FOR THE FISCAL YEAR 2003/2004.**

ADMINISTRATION RECOMMENDATION

Adopt the Resolution.

FUNDING

Funding is available from the Cultural Arts Council's (CAC) budget for Fiscal Year 2003/2004.

ANALYSIS

The Mayor and City Commission passed an Ordinance in 1997 establishing the Cultural Arts Council to support the visual and performing arts in Miami Beach. The cultural arts grants program, a central component of the Council's master plan, provides funding to not-for-profits arts organizations through a competitive application and review process. This funding annually results in hundreds of performances, exhibits, and other cultural events throughout the City of Miami Beach.

In 1998, a competitive process was established to review grant applications and assess the cultural community's needs. This year's cultural grants program features new grant categories by discipline. The categories and their objectives are listed below.

Cultural Anchors – To support the preeminent arts institutions physically based in Miami

Beach, whose primary mission is year-round artistic and cultural programming that contributes significantly to the cultural life of the City of Miami Beach. The seven groups are ArtCenter/South Florida, Bass Museum of Art, Jewish Museum of Florida, Miami City Ballet, Miami Design Preservation League, New World Symphony, and Wolfsonian-FIU.

Theater and Film – To support arts groups whose primary mission is to create and present theater and film productions.

Dance – To support arts groups whose primary mission is to create and present dance productions.

Music – To support arts groups whose primary mission is to create and present music productions.

Arts and Cultural Education - To support arts groups whose primary mission is provide support for rich and challenging arts learning opportunities in schools and communities. Grants may be used for workshops, consultants, in-service training, and other projects designed to increase skills and awareness of arts education.

Cultural Presenters - To support arts groups whose primary mission is to produce and present cultural and artistic productions.

Cultural Tourism and Festivals (CAC & VCA split) - To support major cultural arts performances, festivals, and events which attract a significant number of tourists to Miami Beach.

Applications were available on April 14 through the CAC's office and website www.artsbeach.com. Additionally, the program was publicized through the media and electronic mail. From April 28 through May 16, CAC staff met individually with all applicants for twenty-minute consultations to review categories, determine eligibility, and offer guidance regarding application preparation. Final grant applications were due on May 23. The application process yielded 56 viable applications for cultural programming in 2003/2004, with requests totaling \$1,096,402 inclusive of the VCA/CAC Cultural Tourism and Festivals Program.

The CAC grants funding was allocated by category as follows:

Cultural Anchors	\$175,000
Theater & Film	\$ 15,000
Dance	\$ 52,000
Music	\$ 44,000
Arts & Cultural Education	\$ 59,000
Cultural Presenters	\$ 95,000
Cultural Tourism & Festivals	\$ 50,000 (VCA/CAC split \$100,000)
Total CAC funds:	<u>\$490,000</u>

In April 2003, the CAC formed grants panels with 22 volunteers (Exhibit B) comprised of citizens and professionals in the various artistic disciplines. On May 28 through May 30, orientation meetings by grant categories were held with all the panelists. CAC members

co-chaired the panels, which convened at public meetings held between June 9 and July 9.

The grants panels reviewed grants applications in alphabetical order and then applicants were allowed to address specific questions from the panelists. The applications were scored using evaluation forms based on criteria listed in the application, then averaged, dropping the highest and lowest score. The applications were ranked and the panels made their funding recommendations.

The CAC also allocated a matching grant of \$50,000 to the VCA/CAC Cultural Tourism and Festivals Program. Similar to the CAC grants panel process, the VCA and CAC jointly convened a Cultural Tourism and Festivals Panel on July 9 to review and recommend funding for this category. The VCA and the CAC each contribute \$50,000 for a total category funding of \$100,000. The Cultural Tourism and Festivals Program awards totaled \$100,000. Inclusive of the VCA grant of \$50,000, the total grants funding award is \$550,000.

On July 10, the CAC's Grants Committee reviewed the panels' recommend awards based on the original category allocations and made the following adjustments also reflected in the second column of Exhibit A.

- Increase all Cultural Anchors' awards to an even \$25,000 from \$24,857.
- Except for the Concert Association of Florida (Concert Association), deduct \$1,000 from each applicant's recommended award in the Cultural Presenters category.
- Deduct \$1,000 from four other grant applicants' recommended awards, three from the Dance Category and one from the Arts and Cultural Education category.
- These deductions totaling \$11,000 were then added to the Concert Association's \$13,000 award, giving that organization a total grant award of \$24,000.

With the establishment of the new grant categories, the CAC approved moving the Concert Association out of the Cultural Anchors category (non-competitive category) prior to the 2003/2204 grant panel process. This decision was based on the fact that the Concert Association no longer fit the criteria of a cultural anchor, specifically because they are not physically based in Miami Beach and does not maintain a daily presence in the community. In large part this is due to the Colony Theater renovations. Subsequently, the CAC determined the Concert Association to be at a comparable level of other cultural anchor of this community and subsequently determined to increase their funding as indicated above and in the attached Exhibit A.

The CAC's Grants Committee's recommendations increase the total grants funds by \$1,000 from \$493,000 to \$494,000. \$1,000 will be transferred from another area of the overall CAC operating budget to accommodate this funding recommendation. The adjusted recommendations were presented to the CAC at their July 11 meeting, where the CAC unanimously approved the adjustment.

Consequently, the cultural community, specifically organizations whose funding was reduced, expressed concern regarding the CAC's decision to change the panel recommendations and adopt the recommended changes made by the CAC's Grants Committee.

The Administration recommends the following alternative to mitigate the adverse impact realized by some of the affected cultural groups, as reflected in the third column of Exhibit A:

- Carry forward 2002/2003 grant funds from the following two groups:
Miami World Percussion Orchestra, non-compliant, \$4,000
Florida Philharmonic Orchestra, bankrupt, \$3,750
- Apply \$7,000 of this carry forward towards the Concert Association for a total recommended award of \$20,000, rather than the CAC's recommendation of \$24,000. \$20,000 is the cap for the Cultural Presenters category.
- Increase all Cultural Anchors' awards to an even \$25,000 from \$24,857.
- The balance of \$10,750 will be returned to the CAC to recommend appropriate funding increases for grant applicants.

CONCLUSION

The Mayor and City Commission should adopt the City Administration's recommendation as detailed above and as reflected in the third column of Exhibit "A".


JMG/CMC/DS/MAS/RB

RESOLUTION NO. _____

A RESOLUTION OF THE MAYOR AND CITY COMMISSION OF THE CITY OF MIAMI BEACH, FLORIDA, APPROVING AND ACCEPTING THE CITY MANAGER'S RECOMMENDATIONS, AND AWARDING \$500,750.00 IN CULTURAL ARTS COUNCIL (CAC) GRANTS, FOR FISCAL YEAR 2003/2004, AS IDENTIFIED IN THE ATTACHED EXHIBIT "A"; AND FURTHER AUTHORIZING THE CITY MANAGER TO APPROVE THE CULTURAL ARTS COUNCIL'S FUNDING RECOMMENDATIONS FOR THE REMAINING BALANCE OF \$10,750.00; AND FURTHER AUTHORIZING THE MAYOR AND CITY CLERK TO EXECUTE SAID GRANT AGREEMENTS; AND MAKING THE AWARD OF SAID GRANTS SUBJECT TO AND CONTINGENT UPON THE APPROVAL OF THE CAC'S BUDGET FOR FISCAL YEAR 2003/2004.

WHEREAS, the Miami Beach Cultural Arts Council (CAC) was created to develop, coordinate, and promote the performing and visual arts of the City of Miami Beach for the enjoyment, education, cultural enrichment, and benefit of the residents of and visitors to the City; and

WHEREAS, from April 14 to May 16, 2003, the CAC conducted an application and review process for its Fiscal Year 2003/2004 Cultural Arts Grants Program; and

WHEREAS, the CAC selected 22 volunteer grants panelists, reflecting the community's diversity, to evaluate 56 applications, requesting a total of \$1,096,402; and

WHEREAS, the CAC reviewed the recommendations of the grants panels and adjusted the awards to total \$500,750 in Cultural Arts grants for Fiscal Year 2003/2004; all as more specifically identified in Exhibit "A", attached hereto.

WHEREAS, the City Administration recommends carrying forward \$7,750 from unspent 2002/2003 grant funds; and

WHEREAS, \$7,000 of the carry forward would be applied to a proposed grant award for the Concert Association of Florida, raising its award to \$20,000; and

WHEREAS, the cap for the Cultural Presenters grant category is \$20,000; and

WHEREAS, grant funding for Cultural Anchors will be increase to \$25,000; and

WHEREAS, the balance of \$10,750 will be returned to the CAC to recommend appropriate funding increases for grant applicants; and

WHEREAS, the City Manager is authorized to approve the recommendations of the CAC.

NOW, THEREFORE, BE IT DULY RESOLVED BY THE MAYOR AND CITY COMMISSION OF THE CITY OF MIAMI BEACH, FLORIDA, that the Mayor and City

Commission approve and accept the City Manager's recommendations and award \$500,750 in CAC grants for Fiscal Year 2003/2004, as identified in the attached Exhibit "A"; and further authorizing the City Manager to approve the Cultural Arts Council's funding recommendations for the remaining balance of \$10,750; further authorizing the Mayor and City Clerk to execute said Grant Agreements; and making the award of said grants subject to and contingent upon the approval of the CAC's budget for Fiscal Year 2003/2004.


PASSED AND ADOPTED THIS _____ **DAY OF** _____, 2003

ATTEST:

CITY CLERK

MAYOR

**APPROVED AS TO
FORM & LANGUAGE
& FOR EXECUTION**

 9-12-03
City Attorney Date

Miami Beach Cultural Arts Council
FY2003/2004 Recommended Cultural Grant Awards
Exhibit "A"

Grants Panels' Recommendations CAC Adjusted Recommendations City Administration Recommendations

Theater and Film

1	Center for the Advancement of Jewish Education	\$ 5,500.00	\$ 5,500.00	\$ 5,500.00
2	Entertainment Industry Incubator	\$ 5,500.00	\$ 5,500.00	\$ 5,500.00
3	Miami Film Society	\$ 4,000.00	\$ 4,000.00	\$ 4,000.00
Total		\$ 15,000.00	\$ 15,000.00	\$ 15,000.00

Dance

1	Dance Arts Foundation	\$ 6,000.00	\$ 6,000.00	\$ 6,000.00
2	Dance Esaias	\$ 4,000.00	\$ 4,000.00	\$ 4,000.00
3	Dance Now! Ensemble	\$ 8,000.00	\$ 7,000.00	\$ 7,000.00
4	IFE ILE Cuban Dance & Music Ensemble	\$ 4,000.00	\$ 4,000.00	\$ 4,000.00
5	IROKO Cuban and Caribbean Dance and Music	\$ 6,000.00	\$ 6,000.00	\$ 6,000.00
6	Miami Contemporary Dance Company	\$ 6,000.00	\$ 5,000.00	\$ 5,000.00
7	Miami Dance Machine	\$ 4,000.00	\$ 4,000.00	\$ 4,000.00
8	Mid-Eastern Dance Exchange	\$ 6,000.00	\$ 6,000.00	\$ 6,000.00
9	Momentum Dance Company	\$ 11,000.00	\$ 10,000.00	\$ 10,000.00
Total		\$ 55,000.00	\$ 52,000.00	\$ 52,000.00

Music

1	Community Concert Association	\$ 4,000.00	\$ 4,000.00	\$ 4,000.00
2	Dranoff 2 Piano Competition	\$ 6,500.00	\$ 6,500.00	\$ 6,500.00
3	FIU School of Music Foundation	\$ 5,000.00	\$ 5,000.00	\$ 5,000.00
4	Florida Grand Opera	\$ 6,500.00	\$ 6,500.00	\$ 6,500.00
5	Greater Miami Youth Symphony (10,000 max)	\$ 4,000.00	\$ 4,000.00	\$ 4,000.00
6	Miami Symphony Orchestra	\$ 4,000.00	\$ 4,000.00	\$ 4,000.00
7	Miami Choral Society (10,000 max)	\$ 4,000.00	\$ 4,000.00	\$ 4,000.00
8	South Beach Chamber Ensemble	\$ 5,000.00	\$ 5,000.00	\$ 5,000.00
9	South Beach Gay Men's Chorus (10,000 max)	\$ 5,000.00	\$ 5,000.00	\$ 5,000.00
Total		\$ 44,000.00	\$ 44,000.00	\$ 44,000.00

Arts and Cultural Education

1	Arts for Learning	\$ 10,000.00	\$ 10,000.00	\$ 10,000.00
1	Bridge Theater	\$ 4,000.00	\$ 4,000.00	\$ 4,000.00
2	Center for Folk and Community Art	\$ 6,000.00	\$ 5,000.00	\$ 5,000.00
3	Children's Cultural Coalition	\$ 4,000.00	\$ 4,000.00	\$ 4,000.00
3	Fantasy Theater Factory	\$ 6,500.00	\$ 6,500.00	\$ 6,500.00
4	Florida Moving Image Archive (Wolfson Media)	\$ 6,000.00	\$ 6,000.00	\$ 6,000.00
4	Gold Coast Theatre	\$ 10,000.00	\$ 10,000.00	\$ 10,000.00
4	Story Theater	\$ 7,000.00	\$ 7,000.00	\$ 7,000.00
8	Miami Beach Hispanic Community Ctr (Unidad)	\$ 6,500.00	\$ 6,500.00	\$ 6,500.00
Total		\$ 60,000.00	\$ 59,000.00	\$ 59,000.00

Cultural Presenters

1	Athena Daat	\$ -	\$ -	\$ -
2	DIEN-B, Inc. / Art Attack!	\$ -	\$ -	\$ -
3	Arts at St. John's	\$ 9,000.00	\$ 8,000.00	\$ 8,000.00
4	Center for Emerging Art	\$ 10,000.00	\$ 9,000.00	\$ 9,000.00
5	Concert Association of Florida	\$ 13,000.00	\$ 24,000.00	\$ 20,000.00
6	Florida Dance Association	\$ 13,000.00	\$ 12,000.00	\$ 12,000.00
7	Miami Beach Garden Conservancy/Arts in the Garden	\$ 13,000.00	\$ 12,000.00	\$ 12,000.00
8	Rhythm Foundation	\$ 14,000.00	\$ 13,000.00	\$ 13,000.00
9	South Florida Composers Alliance	\$ 10,000.00	\$ 9,000.00	\$ 9,000.00
10	Temple Emanuel	\$ -	\$ -	\$ -
11	Tigertail Productions	\$ 13,000.00	\$ 12,000.00	\$ 12,000.00
Total		\$ 95,000.00	\$ 99,000.00	\$ 95,000.00

Miami Beach Cultural Arts Council
FY2003/2004 Recommended Cultural Grant Awards
Exhibit "A"

	Grants Panels' Recommendations	CAC Adjusted Recommendations	City Administration Recommendations
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Cultural Anchors

1	ArtCenter/South Florida	\$ 24,857.00	\$ 25,000.00	\$ 25,000.00
2	Bass Museum of Art	\$ 24,857.00	\$ 25,000.00	\$ 25,000.00
3	Jewish Museum of Florida	\$ 24,857.00	\$ 25,000.00	\$ 25,000.00
4	Miami City Ballet	\$ 24,857.00	\$ 25,000.00	\$ 25,000.00
5	Miami Design Preservation League	\$ 24,857.00	\$ 25,000.00	\$ 25,000.00
6	New World Symphony	\$ 24,857.00	\$ 25,000.00	\$ 25,000.00
7	Wolfsonian - FIU	\$ 24,857.00	\$ 25,000.00	\$ 25,000.00
Total		\$ 173,999.00	\$ 175,000.00	\$ 175,000.00

Cultural Tourism - VCA/CAC split

1	Art Deco Weekend	\$ 10,000.00	\$ 10,000.00	\$ 10,000.00
2	Bienal America Inc./FIU School of Architecture	withdrawn	withdrawn	withdrawn
3	Inffinito Arts Foundation/Brazilian Film Festival	\$ 15,000.00	\$ 15,000.00	\$ 15,000.00
4	MBCDC/Española Way Association	n/a	n/a	n/a
5	Miami Beach Garden Conservacy, Inc	n/a	n/a	n/a
6	Miami Gay & Lesbian Film Festival	\$ 15,000.00	\$ 15,000.00	\$ 15,000.00
7	Miami Hispanic Ballet	\$ 10,000.00	\$ 10,000.00	\$ 10,000.00
8	Miami International Film Festival/FIU	\$ 15,000.00	\$ 15,000.00	\$ 15,000.00
9	Miami Latin Film Festival	\$ 15,000.00	\$ 15,000.00	\$ 15,000.00
10	Miami Light Project	\$ 10,000.00	\$ 10,000.00	\$ 10,000.00
11	Rhythm Foundation	n/a	n/a	n/a
12	Teatro Avante	\$ 10,000.00	\$ 10,000.00	\$ 10,000.00
Total		\$ 100,000.00	\$ 100,000.00	\$ 100,000.00

Grand Total	\$ 542,999.00	\$ 544,000.00	\$ 540,000.00
VCA Contribution	\$ 50,000.00	\$ 50,000.00	\$ 50,000.00
Total City Grant Funds Awarded	\$ 492,999.00	\$ 494,000.00	\$ 490,000.00
Total City Funds Available	\$ 493,000.00	\$ 493,000.00	\$ 493,000.00
Carry Forward	\$ -	\$ -	\$ 7,750.00
Balance	\$ 1.00	(\$1,000.00)	\$ 10,750.00

**Cultural Arts Council 2003/2004 Grants Panelists
Exhibit "B"**

Theater & Film

Pauline Winick
Clark Reynolds
Robert Rosenberg
Duba Leibell
Herb Sosa
Martha Coreva
George Neary

Dance

Nancy Liebman
Clark Reynolds
Daniel Lewis
Gary Lund
Ralph Granado
Stanley Worton
Jeff Abbaticchio

Music

Roland Kohen
Harvey Burstein
Neil Crilly
Clay Hamilton

Arts & Cultural Education

Ada Llerandi
Steve Sauls
Florence Kaufman
Monica Melamid
Lisa Carreno
Lilia Garcia
Lonne Sherbill Weinstein

Cultural Presenters

Roger Abramson
Nancy Wolcott
Paul Woerhle
Bob Papke
Helen Kohen
Jennifer Gibbs

Cultural Anchors

Nancy Wolcott
Nancy Liebman

Cultural Tourism (CAC & VCA)

Elsie Howard
Jeff Abbaticchio
Steve Haas
Craig Hall
Jeff Lehman
Ada Llerandi
Pauline Winick
Diane Star Heller

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**CITY OF MIAMI BEACH
COMMISSION ITEM SUMMARY**



Condensed Title:

A Resolution authorizing the appropriation and transfer of \$1.1 million from Parking Enterprise Retained Earnings (PERE) to the FY 2003-04 Shuttle Operating Budget; subject to determination that the Parking Enterprise Fund has met all debt covenants for FY 2002-03.

Issue:

Shall the City Commission appropriate PERE funds for circulator shuttle operations?

Item Summary/Recommendation:

As done in previous years, Parking Enterprise Retained Earnings (PERE) are being proposed to help fund the FY 2003-04 Electrowave Operating Budget, at \$1.1 million, or 47.09% of the total budget. These funds also serve as the required local match to the State funds allocated for the same purpose. PERE contributions to three previous budgets were respectively \$1.24 million in 2002-03, \$1.284 million in 2001-02, and \$1.05 million in FY 2000-01. At \$2.336 million, the proposed FY 2003-04 Budget includes PERE, FDOT, County Transit Surtax, and Concurrency Mitigation/SoBe funds, plus revenues from fare collection and from insurance (one-time) funds received for a burned-down bus.

In the last 18 months, the Miami Beach Transportation Management Association (MBTMA) and its sub-contractors have brought the shuttle vehicles back to full operation and efficiency. Ridership has increased almost 20% over last year's, and frequency of service is now 10 minutes. In addition, MBTMA has implemented several of the recommendations made by a "Shuttle Services Technical Assistance Study," prepared by CUTR pursuant to a City Commission request. Due to an obvious and mutually beneficial connection between the shuttle service and park-and-ride programs, the Administration supports PERE as the most appropriate source of local funds for shuttle operations, and recommends that \$1.1 million in PERE be appropriated and transferred to the FY 2003-04 Electrowave Operating Budget.

Advisory Board Recommendation:

N/A

Financial Information:

Source of Funds:		Amount	Account	Approved
<div style="border: 1px solid black; width: 80px; height: 60px; margin: 0 auto;"></div> Finance Dept.	1	\$1.1 million	480-0050-000491	
	2		Parking Enterpr. Retained Earnings	
	3			
	4			
	Total	\$1.1 million		

City Clerk's Office Legislative Tracking:

Amelia Johnson

Sign-Offs:

Department Director	Assistant City Manager	City Manager

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Agenda Item R7H
Date 9-18-3

CITY OF MIAMI BEACH

CITY HALL 1700 CONVENTION CENTER DRIVE MIAMI BEACH, FLORIDA 33139
www.miamibeachfl.gov



COMMISSION MEMORANDUM

To: Mayor David Dermer and
Members of the City Commission

Date: September 18, 2003

From: Jorge M. Gonzalez
City Manager

Subject: **A RESOLUTION OF THE MAYOR AND CITY COMMISSION OF THE CITY OF MIAMI BEACH, FLORIDA, AUTHORIZING THE APPROPRIATION AND TRANSFER OF \$1.1 MILLION FROM PARKING ENTERPRISE RETAINED EARNINGS TO THE FY 2003-04 ELECTROWAVE OPERATING BUDGET; SUBJECT TO THE DETERMINATION THAT THE PARKING ENTERPRISE FUND HAS MET ALL DEBT COVENANTS FOR FISCAL YEAR 2002-03.**

ADMINISTRATION RECOMMENDATION

Adopt the Resolution.

ANALYSIS

For the last three fiscal years, the City Commission has authorized the appropriation of Parking Enterprise Retained Earnings (PERE) as the City contribution and matching funds to the State and Federal Congestion Mitigation and Air Quality (CMAQ) funds allocated to the annual Electrowave (EW) operating budget. Such PERE contributions have been as follows:

FY 2000-01 at \$1.05 million
FY 2001-02 at \$1.284 million
FY 2002-03 at \$1.24 million
FY 2003-04 contribution is proposed at \$1.1 million

The following local and outside sources have been identified to help fund the proposed FY 2003-04 EW Operating Budget:

Parking Enterprise Retained Earnings	\$1,100,000	47.09 % of total budget
County Transit Surtax Funds	400,000	New recurring source
FY 2002-03 FDOT funds to improve Washington Route	165,000	carry-over funds
FY 2003-04 FDOT funds to improve Washington Route	65,000	new funds, 50/50 match
Concurrency Mitigation Program funds/South Beach	443,800	Recurring source
Projected fare collection revenues	78,000	Recurring source
Insurance revenue / burned-down bus	84,200 *	One-time source
	<u>\$2,336,000</u>	

* Of these one-time funds, \$47,000 will be utilized to scrape and repaint the 10 existing shuttle buses with a uniform, transit-oriented design.

Since 1998, when the shuttle service began operations, the City has been aware of the limited number of outside sources available to help fund local transit services. In addition, such outside funds are shrinking each year due to competition from six (6) other Miami-Dade municipalities which have implemented their local shuttle projects, based on the success of our own local circulator model.

Beyond the ever dwindling FDOT funds, the only new and recurring source is the voter-approved County Transit Surtax fund. The Electrowave share of these funds is approximately \$400,000 a year. County Ordinance No. 02-116 clearly states that "a City shall apply its portion of the Municipal Share of the Transit Surtax funds to supplement, not replace, the City's funding support to its own transportation projects."

Reasons to Continue the Shuttle Service: Resolution No. 2003-25218, dated May 21, 2003, authorized the shuttle service to continue, due to the following:

- The shuttle ridership increased by 19.39% over the previous year (please refer to attached by-month comparison);
- The ten-bus fleet has been 100% operational.
- The enthusiastic endorsement to continue Electrowave services provided in a Commission-requested Shuttle Services Technical Assistance Study, which was prepared and presented by Mr. Joel Volinski of the Center for Urban Transportation Research (CUTR), University of South Florida.
- Per the same study, the local circulator shuttle service is valued, appreciated and highly utilized by the South Beach community.

Status of implementation of the Study recommendations follows:

- The Collins Avenue Route was eliminated on February 19, 2003. The two buses previously utilized by the Collins Route were redeployed to the Washington Route. This route service enhancement has helped increase ridership by 19.39% over last fiscal year and reduce frequency of service to 10 minutes.
- The Miami Beach Transportation Management Association (MBTMA) has begun to install the new signage kiosks/directional service map at each shuttle stop location. And an enhanced marketing effort with newspaper publications and PSA announcements will soon be noticed by the community.
- Developed a new shuttle service brochure, which colors and style will be utilized to repaint the existing shuttle buses with a more transit-oriented design.
- MBTMA Staff made personal visits to and distributed new shuttle brochures to all Miami Beach hotels, businesses, community service organizations, the Chamber of Commerce, Convention Center, and Visitors Bureau.

- Following City Commission direction, the Administration met five times with the County administrative staff, both in 2002 and 2003, with the following requests regarding the Electrowave Project:
 1. That the County assume full responsibility over the Project. The request was denied by the County due to the fact that the "People's Transportation Plan" adopted by Miami-Dade voters in 2002 made no provisions for the County to take over local circulator systems.
 2. That the County submit a proposal to administer, manage, maintain and operate the shuttle service for the City; and,
 3. In addition, consider merging the County's Route W with the City's Washington Route service. Such a merger would further enhance mobility options by providing a comprehensive transit service to the entire South Beach community.

As to Items 2. and 3., above, on September 2, 2003, the County submitted three draft proposals that would cost the City at least \$1 million more a year than the amount being proposed for the FY 2003-04 Electrowave Budget, shown below. Therefore, contracting with MBTMA remains the best option available to the City, at least for the time being.

- In October 2003, the Administration will request Commission permission to issue Request for Proposals (RFP) for the purchase of diesel mini-buses, utilizing Federal Transit Administration (FTA) funds which are presently available to the City.
- A contest will be undertaken early in the new fiscal year, in search for a transit-oriented name for the shuttle service.

Based on the above the Administration supports the continuation of Electrowave services and partial funding in the amount of \$1.1 million from PERE.

As clearly stated in the Executive Summary of the Shuttle Services Technical Assistance Study, "the City should embrace the EW program and its successor service, whatever its name will be. It is the most successful local transit circulator system among dozens in Florida, and it is an important factor in making Miami Beach the unique community it is. It would be helpful if all officials recognize the role it plays in Miami Beach's continuing redevelopment, and take credit for a wonderful local service appreciated by thousands of its own residents, as well as visitors." The Administration recommends approval of the Resolution.

JMG/RM/CC/PW/FB/AJ

Attachments: Proposed FY 2003-04 EW Operating Budget/Funding Sources
FYs 2003 and 2004 Shuttle Ridership Comparison

PROPOSED FY 2003-04 ELECTROWAVE OPERATING BUDGET

1 Present and Proposed Funding Sources	<i>Adopted FY 2002-03 Fund Sources</i>	<i>FY 2002-03 Projected Revenues</i>	<i>Proposed FY 2003-04 Fund Sources</i>
		1a.	1b.
Parking Enterprise Retained Earnings	1,240,000	1,240,000	1,100,000
Cong. Mitigation & Air Quality Funds for Collins Route	300,000	118,000	-
New EW share of Transit Surtax Funds	-	360,000	400,000
FY 2003 FDOT Service Devel. Funds/Washington Rt.	350,000	205,400	165,000
FY 2004 FDOT Service Devel. Funds/Washington Rt.	-	-	65,000
Concurrency Mitigation Funds/South Beach TCMA	300,000	300,000	443,800
Payment from Insurance Co. for burned-down bus	-	-	84,200
Projected Fare Collection Revenues	100,000	75,000	78,000
Projected On-Board Advertising Revenues **	20,000	8,000	-
	\$ 2,310,000	\$ 2,306,400	\$ 2,336,000

1.a New influx of \$360,000 in Surtax funds will make up for FY 2002-03 fund shortfall, as follows:

- * CMAQ: Collins Rt. discontinued 2/03. City loses most of the \$300,000 dedicated to Collins Route
- * Collins' 2 buses are redeployed to the Washington Route = no net savings
- * FDOT: Washington Rt. will recover only a portion of \$350,000 this FY (3 buses at 50/50 split w/City).
- * Reduced fare revenues: w/transit surtax initiative approval, all seniors ride for free, regardless of income.
- ** Less advertising revenues: New Homeland Security rules prohibit blanking out bus windows w/ads

1.b * Recurring \$400,000 a year from transit surtax funds

- * A one time \$84,276 check received from insurance to cover a burned-down bus.
- ** New Homeland Security rules prohibit blanking out bus windows/no advertising on back window.

2 Present and Proposed EW Operating Budgets	<i>FY 2002-03 Budget</i>	<i>Projected 2002-03 Costs</i>	<i>Proposed 2003-04 Budget</i>
154 Uniform for Shuttle Drivers	6,000	6,000	6,000
312 Professional Services *	82,000	65,000	65,000
314 Electricity	35,000	35,000	35,000
315 Propane & Diesel Fuel	80,000	65,000	70,000
316 Telephone	100	-	-
343 First Transit (formerly Red Top Transportation)	1,124,900	1,100,000	1,120,000
345 EW General Management Contract w/MBTMA	160,000	160,000	165,000
349 ATTI (formerly ETVI) fleet maintenance	690,000	670,000	676,000
362 Public Involvement/Marketing	40,000	40,000	50,000
371 Insurance for Shuttle Vehicles	92,000	100,000	100,000
503 FM Internal Services Water/Sewer	-	2,000	2,000
	\$ 2,310,000	\$ 2,243,000	\$ 2,289,000
One time cost to Scrape/Repaint 10 Shuttle Buses	-	-	47,000
			\$ 2,336,000

- * # 312 funds misc.operating & smaller contracts, such as for retrieval, counting & deposit of fare revenues

FY0304EWBdgt

ELECTROWAVE

Passenger Counts

BY MONTH/YEAR COMPARISON
Fiscal Year 2001/02 & Fiscal Year 2002/03

MONTH	FISCAL YEAR 2001/02	FISCAL YEAR 2002/03
OCTOBER	29,990	48,448
NOVEMBER	32,946	48,037
DECEMBER	34,668	51,378
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FEBRUARY	40,504	51,922
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JULY	43,962	61,294
AUGUST	46,155	57,203
SEPTEMBER		

TOTAL

447,416

591,398

*Consideration needs to be taken with regard to the impact of the 9/11/01 events on the community, businesses, hotels, etc.

**November 2002 – ALL SENIOR CITIZENS RIDE FREE!! (65 & older)

January 20-26, 2003 → unseasonably cold weather led to decrease in passenger counts

COLLINS ROUTE DISCONTINUED ON FEBRUARY 20, 2003 @ 1AM

May 23 -29, 2003 → heavy rains

June 2003 → heavy rains

RESOLUTION NO. _____

A RESOLUTION OF THE MAYOR AND CITY COMMISSION OF THE CITY OF MIAMI BEACH, FLORIDA, AUTHORIZING THE APPROPRIATION AND TRANSFER OF \$1.1 MILLION FROM PARKING ENTERPRISE RETAINED EARNINGS TO THE FY 2003-04 ELECTROWAVE OPERATING BUDGET; SUBJECT TO THE DETERMINATION THAT THE PARKING ENTERPRISE FUND HAS MET ALL DEBT COVENANTS FOR FISCAL YEAR 2002-03.

WHEREAS, for the last three fiscal years, the Parking Enterprise Retained Earnings (PERE) Program has been the major source of recurring local funds for the annual Electrowave Operating Budget (the Project); and

WHEREAS, at \$2,336,000 the proposed FY 2003-04 Electrowave Operating Budget is \$26,000 higher than last year's, due to a three percent cost of living increase and a \$47,000 one-time cost for scraping and repainting ten (10) existing shuttle buses, utilizing a uniform and transit-oriented new design; and

WHEREAS, the proposed PERE contribution of \$1.1 million would fund 47.09% of the budget, as proposed, while other combined sources would fund the remaining 52.91%; and

WHEREAS, these PERE funds would also provide the required local match to the outside funds made available for Electrowave operations; and

WHEREAS, PERE is the appropriate source of local funds for the Project, due to the fact that organized park-and-ride shuttle programs are the most effective and reliable congestion mitigation tool available to South Beach.

NOW, THEREFORE, BE IT RESOLVED BY THE MAYOR AND CITY COMMISSION OF THE CITY OF MIAMI BEACH, FLORIDA, that the Mayor and City Commission hereby authorize the appropriation and transfer of \$1.1 million from Parking Enterprise Retained Earnings to the FY 2003-04 Electrowave Operating Budget; subject to the determination that the Parking Enterprise Fund has met all debt covenants for Fiscal Year 2002-03.

PASSED AND APPROVED this the _____ day of _____, 2003.

ATTEST:

MAYOR

CITY CLERK

**APPROVED AS TO
FORM & LANGUAGE
& FOR EXECUTION**

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City Attorney 9-11-03
Date

**CITY OF MIAMI BEACH
COMMISSION ITEM SUMMARY**



Condensed Title:

A Resolution adopting a FY 2003-04 Electrowave Operating Budget, in the amount of \$2,336,000; and appropriating a funding packet which includes \$400,000 in County Transit Surtax funds, \$230,000 in FDOT Service Development Program funds, \$443,800 in Concurrency Mitigation funds, \$78,000 in projected fare revenues, \$84,200 in one-time insurance revenues; and \$1,100,000 in the FY 02/03 Parking Enterprise Retained Earnings, subject to approval on September 18, 2003.

Issue:

Shall the City Commission adopt the FY 2003-04 Electrowave Operating Budget?

Item Summary/Recommendation:

On May 21, 2003, Resolution No. 2003-25218 authorized the shuttle service to continue, pursuant to improvements made in the first six month of the fiscal year, and the positive findings of a "Shuttle Services Technical Assistance Study," commissioned by the City and prepared/presented by Joel Volinski of CUTR. The Administration proposes a FY 2003-04 EW operating budget, in the amount of \$2.336 million, and the appropriation of a funding packet which includes: \$400,000 in Transit Surtax funds, \$230,000 in FDOT funds (\$165,000 in carry-over funds from 2002-03, and \$65,000 in FY 2003-04 FDOT funds), \$443,800 in Concurrency Mitigation funds, \$78,000 in projected fare collections, \$84,200 in one-time insurance proceeds, plus \$1.1 million in Parking Enterprise Retained Earnings, subject to approval on September 18, 2003. Note that the proposed budget would be smaller than last year's \$2.31 million, if it were not for cost of living increase and the \$47,000 proposed for scraping/repainting the existing shuttle vehicles with a uniform, transit-oriented design. CMAQ funds are no longer available, and FDOT funds end in June 2005. The only new recurring source recently made available is the County Transit Surtax, at approximately \$400,000 a year. Therefore, the City remains the major source of funding for shuttle operations. Due to the shuttle service's value to the South Beach community and Miami Beach as a whole, the Administration recommends approval of the Resolution.

Advisory Board Recommendation:

N/A

Financial Information:

Source of Funds:		Amount	Account	Approved
<div style="border: 1px solid black; width: 100px; height: 100px; margin-bottom: 5px;"></div> Finance Dept.	1	1,100,000	480.0050.000491 Pkg.Ent.Ret.Earn.	
	2	400,000	187.8000.312910 Transit Surtax	
	3	165,000	183.8000.334404 FDOT carryover	
		65,000	JPA w/FDOT to be approved in 10/03	
	4	443,800	158.8000.341226 Conc.Mitigation	
	5	78,000	Projected 03-04 fare collection revs.	
	6	84,200	Insurance revenue	
	Total	2,336,000		

City Clerk's Office Legislative Tracking:

Amelia Johnson

Sign-Offs:

Department Director	Assistant City Manager	City Manager

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Agenda Item R7I
Date 9-18-03

CITY OF MIAMI BEACH

CITY HALL 1700 CONVENTION CENTER DRIVE MIAMI BEACH, FLORIDA 33139
www.ci.miami-beach.fl.us



COMMISSION MEMORANDUM NO.

To: Mayor David Dermer and
Members of the City Commission

Date: September 18, 2003

From: Jorge M. Gonzalez
City Manager

Subject: **A RESOLUTION OF THE MAYOR AND CITY COMMISSION OF THE CITY OF MIAMI BEACH, ADOPTING A FISCAL YEAR 2003-04 OPERATING BUDGET FOR THE ELECTROWAVE SHUTTLE SERVICE, IN THE AMOUNT OF \$2,336,000; APPROPRIATING A FUNDING PACKET WHICH INCLUDES \$400,000 IN 2003 COUNTY TRANSIT SURTAX FUNDS; FLORIDA DEPARTMENT OF TRANSPORTATION (FDOT) SERVICE DEVELOPMENT PROGRAM FUNDS, RESPECTIVELY AT \$165,000 IN FY 2002-03 CARRY-OVER FUNDS, AND \$65,000 IN NEW FY 2003-04 FDOT FUNDS FOR WASHINGTON ROUTE SERVICE ENHANCEMENT; \$443,800 IN CONCURRENCY MITIGATION FUNDS-SOUTH BEACH; \$84,200 IN INSURANCE PROCEEDS; \$78,000 IN PROJECTED FARE COLLECTION REVENUES; AND \$1,100,000 IN FY 2002-03 PARKING ENTERPRISE RETAINED EARNINGS, SUBJECT TO APPROVAL ON SEPTEMBER 18, 2003.**

ADMINISTRATION RECOMMENDATION

Adopt the Resolution.

ANALYSIS

On September 26, 2002, the City Commission requested that the Administration conduct a comprehensive study of the Electrowave Shuttle project to determine whether or not the City should continued to provide the service to its residents and visitors. Subsequently, the Administration hired Mr. Joel Volinski, Director of the Center for Urban Transportation Research (CUTR), University of South Florida, who prepared a "Shuttle Services Technical Assistance Study" and presented the final report to the City Commission at the May 21, 2003 meeting. Pursuant to the Study's results, Resolution No. 2003-25218, of the same date, authorized the shuttle service to continue, due to the following:

- The above mentioned study enthusiastic endorsement to continue Electrowave services;
- The City's shuttle service is competitive with similar systems around the Country;
- The ten-bus fleet became 100% operational and effective once again;
- The 2002-03 shuttle ridership increased by 19.39% over the previous year; and
- Per the study, the local circulator shuttle service is valued, appreciated and highly

utilized by the South Beach community.

A progress report on the implementation of Study recommendations follows:

- The Collins Avenue Route was eliminated on February 19, 2003. The two buses previously utilized by the Collins Route were redeployed to the Washington Route. This route service enhancement has helped increase ridership and reduce headways.
- The Miami Beach Transportation Management Association (MBTMA) has begun to install the new signage kiosks (directional service map) at each shuttle stop location.
- MBTMA developed a new shuttle service brochure, which colors and style will be utilized to repaint the existing shuttle buses with a more transit-oriented design. In addition, MBTMA staff made personal visits to and distributed new brochures to all hotels, businesses, community service organizations, Chamber of Commerce, Convention Center, and Visitors Bureau.
- An enhanced marketing effort with newspaper publications and PSA announcements will soon be noticed by the community.
- In October 2003, the Administration will request Commission permission to issue Request for Proposals (RFP) for the purchase of diesel mini-buses, utilizing Federal Transit Administration (FTA) funds which are presently available to the City.
- A contest will be undertaken early in the new fiscal year, in search for a transit-oriented name for the shuttle service.

Negotiations with Miami-Dade County: Pursuant to City Commission direction of September 26, 2002, the Administration met five times with the County Office of Public Transportation Management (OPTM) staff, including Danny Alvarez, OPTM Director, with the following requests:

1. That the County assume full responsibility over the Project. The request was denied by the County due to the fact that the "People's Transportation Plan" adopted by Miami-Dade voters in 2002 made no provisions for the County to take over local circulator systems.
2. That the County submit a proposal to administer, manage, maintain and operate the shuttle service for the City; and,
3. In addition, consider merging the County's Route W with the City's Washington Route service. Such a merger would further enhance mobility options by providing a comprehensive transit service to the entire South Beach community.

As to Items 2. and 3., above, on September 2, 2003, the County submitted three options that would cost the City at least \$1 million more a year than the amount being proposed for the FY 2003-04 Electrowave Budget shown below. Therefore, contracting with MBTMA

remains the best option available to the City, at least for the time being.

Based on the above report, the Administration recommends continuation of the Electrowave Shuttle Service, approval of proposed funding sources and of an operating budget for the upcoming fiscal year, as follows:

1. PRESENT AND PROPOSED FUNDING SOURCES	FY 2002-03 Adopted Fund Sources	Proposed FY 2003-04 Funding Sources
Parking Enterprise Retained Earnings (PERE)	\$1,240,000	\$1,100,000 47.09%
County Transit Surtax Proceeds	-0-	400,000
Congestion Mitigation Air Quality (CMAQ) Program	300,000	-0-
FY 2002-03 FDOT Service Development Program/Washington Route	350,000	165,000 carry-over
FY 2003-04 FDOT Service Development Program/Washington Route	-0-	65,000
Insurance Revenue (from one burned-down bus)	-0-	84,200
Concurrency Mitigation Funds-South Beach	300,000	443,800
Projected fare collection revenues	100,000	78,000
Projected on-board advertising revenues	20,000	-0-
	<u>\$2,310,000</u>	<u>\$2,336,000</u>

2. PRESENT AND PROPOSED OPERATING BUDGETS:

Expenditure Categories	FY 2002-03 Budget	Projected FY 2002-03 Costs	Proposed FY 2003-04 Budget
Transit Operator Contract	\$1,124,900	\$1,100,000	\$1,120,000 * 1
ATTI (Shuttle Vehicle/Battery Maintenance Contract)	690,000	670,000	676,000 * 2
MBTMA General Management Contract	160,000	160,000	165,000 * 3
Insurance on Shuttle Vehicles (10 vehicles)	92,000	100,000	100,000 * 4
Propane for A/C, and Diesel Fuel	80,000	65,000	70,000 * 5
Professional Services (Miscellaneous)	82,000	65,000	65,000 * 6
Public Involvement (Marketing)	40,000	40,000	50,000 * 7
Electricity to Charge Batteries	35,000	35,000	35,000
Uniforms for Shuttle Drivers	6,000	6,000	6,000
Telephones	100	-0-	-0-
Internal Services Charges for Water/Sewer	-0-	2,000	2,000
	<u>\$2,310,000</u>	<u>\$2,243,000</u>	<u>\$2,289,000</u>
Plus a one-time cost to scrape/repaint 10 shuttles:			47,000 * 8
			<u>\$2,336,000</u>

Asterisk (*) Items -Justifications for the budget line items:

* 1. The Transit Operator Contract, at \$1,120,000, includes the following: Union drivers (FTA requirement), dispatchers and supervisors; communication/dispatching and tracking equipment; safety and customer courtesy training; bus service 365 days, 7:30 a.m.-1:30 a.m., rotating 8 buses in active service with an additional 2 in preventive maintenance. The contract includes the cost of implementing an additional bus to service in June/July 2004.

* **2.** The Advance Transportation Technology Institute (ATTI) contract at \$676,000, for the maintenance services to shuttle vehicles, batteries and equipment. Previously known as ETVI, this non-profit 501 (1)(3) organization brought the shuttle vehicles back to full operation last fiscal year, and has maintained the fleet at peak level of efficiency and effectiveness. In addition to their electric vehicle expertise, existing mechanics are also certified to work with diesel vehicles. The contract includes 1 full time maintenance manager, 5 mechanics, 3 helpers, 1 part-time clerk. Maintenance schedules are based on 4-day shifts/10-hour days. The contract also includes inventory and spare parts, supplies; Garage Keepers Insurance (\$35,000 a year), general liability, umbrella policy and errors and omissions insurance; monthly driver and mechanic training; preventative maintenance and repair of the shuttle fleet, including tow truck and forklifts; plus exterior and interior shuttle cleaning.

* **3.** MBTMA's general management contract for operations and administration of the shuttle project, at \$165,000. A subsequent item on this City Commission Agenda includes a professional services agreement with MBTMA. The contract includes a cost of living salary increase for 3 office employees (not including the Executive Director). MBTMA duties are extensive, detailed and time consuming, as outlined in attached *Exhibit A*.

* **4.** Insurance on 10 Shuttle Vehicles, at \$100,000. Provides Commercial General Liability at \$1 million per each occurrence, Automobile Liability at \$2 million combined single limit, Garage Liability at \$1 million per occurrence, Excess Liability at \$4 million, and Employees Liability at \$1 million. MBTMA and City are additional insured.

* **5.** Professional Services, at \$65,000. This category includes miscellaneous contracts and services, as follows: A \$25,000 agreement with the Parking Department for processing and depositing of transit fare collections; contract with Loomis Fargo for pickup and transport of farebox revenues to Parking Department; debit card reader maintenance and service; smaller contracts for services; County-required annual permits, fees and inspection services for the shuttle vehicles; and other miscellaneous unforeseen expenses.

* **6.** Information Service (Marketing), at \$50,000, to fund an intensified marketing program, as proposed by the Shuttle Services Technical Assistance Study. It includes the on-going updating/installation of new informational signage at each shuttle stop and parking lot/garage; development/implementation of a Park-and-Shop program with merchants along Washington Avenue and Lincoln Road, along with an elementary school program and published advertising. It also includes the printing of additional shuttle brochures.

* **7.** Propane and diesel fuel, at \$70,000. It includes the cost of propane for the air conditioning systems on the shuttle buses; diesel fuel for the tow truck, forklifts, and eventually for diesel and/or bio-diesel mini buses.

* **8.** One-time cost of \$47,000 to scrape and repaint the existing shuttle fleet, utilizing a uniform, transit-oriented design.

Since 1998, when the shuttle service began operations, the City has been aware of the limited number of outside sources available to help fund local transit services. In addition, such outside funds are available only for a 3-year period/per route service, and are shrinking each year due to competition from six (6) other Miami-Dade municipalities which have implemented their local shuttle projects, based on the success of our own local circulator model. The following depicts our future funding situation:

1. FDOT funds will be available to the Washington Route service through June 30, 2005 only, the end of the State-established 3-year fund period.
2. CMAQ funds are no longer available due to the Collins Route cancellation.
3. The only new and recurring source is the voter-approved County Transit Surtax fund. The Electrowave share of these funds is approximately \$400,000 a year. County Ordinance No. 02-116 clearly states that *"a City shall apply its portion of the Municipal Share of the Transit Surtax funds to supplement, not replace, the City's funding support to its own transportation projects"*

The County Office of Public Transportation Management (OPTM) denied the City request that the County assume full responsibility over the EW Shuttle project. In addition, the draft proposal submitted by OPTM to manage and operate the service, as a City contractor, *exceeds by over \$1 million* the budget being proposed by the City for FY 2003-04 EW operations, under MBTMA general management.

Based on the above, the Administration recommends approval of the recommended FY 2003-04 Electrowave budget. As clearly stated in the Executive Summary of the Shuttle Services Technical Assistance Study, "the City should embrace the EW program and its successor service, whatever its name will be. It is the most successful local transit circulator system among dozens in Florida, and it is an important factor in making Miami Beach the unique community it is. It would be helpful if all officials recognize the role it plays in Miami Beach's continuing redevelopment, and take credit for a wonderful local service, which is appreciated by thousands of its own residents and visitors, and imitated by other municipalities."

The Administration recommends approval of the Resolution.

JMG/RM/FB/PW/JC/AJ

Attachments: MBTMA Duties as Electrowave General Manager
Passenger Count Comparison (FYs 2001-02 and 2002-03)

RESOLUTION NO. _____

A RESOLUTION OF THE MAYOR AND CITY COMMISSION OF THE CITY OF MIAMI BEACH, FLORIDA, ADOPTING THE FISCAL YEAR 2003-04 OPERATING BUDGET FOR THE ELECTROWAVE SHUTTLE SERVICE, IN THE AMOUNT OF \$2,336,000; AND APPROPRIATING A FUNDING PACKET WHICH INCLUDES \$400,000 IN 2003 COUNTY TRANSIT SURTAX FUNDS; FLORIDA DEPARTMENT OF TRANSPORTATION (FDOT) SERVICE DEVELOPMENT PROGRAM FUNDS, RESPECTIVELY AT \$165,000 IN FY 2002-03 CARRY-OVER FUNDS, AND \$65,000 IN NEW FY 2003-04 FDOT FUNDS FOR WASHINGTON ROUTE SERVICE ENHANCEMENT; \$443,800 IN CONCURRENCY MITIGATION FUNDS-SOUTH BEACH; \$84,200 IN INSURANCE PROCEEDS; \$78,000 IN PROJECTED FARE COLLECTION REVENUES; AND \$1,100,000 IN FY 2002-03 PARKING ENTERPRISE RETAINED EARNINGS, SUBJECT TO APPROVAL ON SEPTEMBER 18, 2003.

WHEREAS, the Electrowave Shuttle Service to South Beach has been in operation since January 1998, and has carried over 4.67 million passengers to date; and

WHEREAS, the Fiscal Year 2003-04 Operating Budget is proposed at \$2.336 million (the Budget); and

WHEREAS, the City is being asked to contribute \$1.1 million in the FY 2003-04 Parking Enterprise Fund Budget, or 47.09% of the total Budget; these local funds also include the required matching funds to the FDOT contributions to the operating budget; and

WHEREAS, the additional 52.91% will come from \$400,000 in Transit Surtax funds, \$230,000 in FDOT funds; \$443,800 in Concurrency Mitigation funds; \$78,000 in projected fare collection revenues; and \$84,200 in one-time insurance revenues; and

WHEREAS, the above mentioned funds need to be appropriated for the Budget purposes.

NOW, THEREFORE, BE IT RESOLVED BY THE MAYOR AND CITY COMMISSION OF THE CITY OF MIAMI BEACH, FLORIDA, that the Mayor and City Commission hereby adopt a Fiscal Year 2003-04 Operating Budget for the Electrowave Shuttle Service, in the amount of \$2,336,000; and appropriate a funding packet which includes \$400,000 in 2003 County Transit Surtax funds; Florida Department of Transportation (FDOT) Service Development Program funds, respectively at \$165,000 in FY 2002-03 carry-over funds, and \$65,000 in new FY 2003-04 funds for Washington Route service enhancement; \$443,800 in Concurrency Mitigation funds-South Beach; \$84,200 in insurance proceeds; \$78,000 in projected fare collection revenues; and \$1,100,000 in FY 2002-03 Parking Enterprise Retained Earnings, subject to approval on September 18, 2003.

PASSED AND APPROVED this the _____ day of _____, 2003.

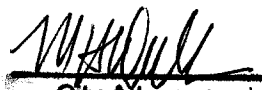
ATTEST:

MAYOR

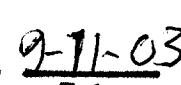
CITY CLERK

APPROVED AS TO
FORM & LANGUAGE
& FOR EXECUTION

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City Attorney



Date

EXHIBIT "A"

SCOPE OF SERVICES (MBTMA DUTIES)

MANAGEMENT AGREEMENT FOR THE *ELECTROWAVE* SHUTTLE PROJECT

For the upcoming FY 2003-04, the Administration proposes to retain the Miami Beach Transportation Management Association (MBTMA) as the General Manager for administration and operations of the ***ELECTROWAVE*** Shuttle Project. Among the MBTMA duties, the following are the most important:

Financial/Accounting Duties:

- ☐ MBTMA will abide by the adopted FY 2003-04 Electrowave Operating Budget, in the amount of \$2,336,000.
- ☐ Submit a written request to the City's Transportation/Concurrency Division for the advancement of funds by the City, based on projected expenditures for each upcoming quarter of the year. The City will advance the requested amount of quarterly funds, out of the adopted Electrowave Operating Budget. Note: This written request for advancement does not apply to the first quarter of the fiscal year (October-December 2003), when the City will automatically advance one-fourth of the total budget funds to MBTMA.
- ☐ Maintain an Electrowave bank account that is separate and independent of the MBTMA bank account, and suitable to receiving wire transfers.
- ☐ Maintain a detailed accounting system for the project.
- ☐ Ensure proper expenditures of Electrowave operating funds, as budgeted; and review, approve and pay all invoices.
- ☐ Maintain computer spreadsheets and comprehensive file system for accounts paid. This practice will help ensure budget control, and maintain daily expenditure and balance totals.
- ☐ Prepare and submit quarterly expenditure reports to the city-designated Project Manager, Attn: Transportation Coordinator, documenting how advanced funds were spent during the particular month. Similar report shall also be submitted to the Florida Department of Transportation (FDOT) and Miami-Dade Transit (MDT), and the Federal Transit Administration (FTA), if so required by these agencies.

- ☐ Utilizing account-paid documentation, prepare and submit quarterly invoices/requests for reimbursements with the various State, County, federal and other grant agencies help fund the Electrowave operations. In addition, a transmittal letter and standard City invoice, signed by the City's Project Coordinator shall always accompany the quarterly requests for reimbursement.
- ☐ All fund reimbursements shall be payable to the City of Miami Beach and addressed to the City's Finance Department.
- ☐ City maintains the right to audit books at any time using internal or external auditors.
- ☐ Submit to City a Projected Expenditure Report plus a Proposed Budget with identified funding sources for the new fiscal year, no later than August 31, 2004.
- ☐ Submit a Final Expenditure Report no later than October 31, 2004.
- ☐ Submit to City and other funding agencies an annual Audited Financial Statements, prepared by a professional accounting firm.

Procurement Duties:

- ☐ Coordinate and manage all functions necessary to procure a route service operator, vehicle maintenance, electricity, propane and fuel, marketing, public relations, and advertising, and miscellaneous goods and services. These services include the preparation of requests for proposals and bids, contract requirements, documents, negotiations, hiring and firing.
- ☐ Abide by Federal, State and City procurement requirements;
- ☐ Work closely with the appropriate City personnel when preparing and submitting requests for qualifications, proposals, or bids; and during annual budget preparation. In addition, furnish all data and materials needed for the preparation of items requiring City Commission approval.
- ☐ Contract with a transit operator for the operation of the existing shuttle route, utilizing the transit operator's own drivers, dispatchers, and supervisors;
- ☐ Contract with Advanced Transportation Technologies Institute (ATTI - formerly ETVI), which has successfully provided technical expertise and mechanical maintenance services to the electric buses and batteries.

- ☐ Contract for other services needed for the proper delivery of duties regarding the shuttle project, but within the constraints of the City-adopted operating budget for the Project.

Revenue-Producing Duties:

- ☐ Be solely responsible and accountable for all aspects of the Electrowave Project administration, management, operations and services.
- ☐ Be solely responsible and accountable for the marketing, public relations, and promotional services of the Electrowave Project.
- ☐ Develop and maintain documents and procedures for all areas of shuttle operation and fleet maintenance.
- ☐ Strive to meeting and/or exceeding the set of Performance Standards for the Project per se and for the contractor services to the Project. MBTMA's performance as General Manager will be evaluated on a quarterly and annual basis, pursuant to these standards.
- ☐ Establish and maintain most local, regional, and national contacts which are essential to the Electrowave project's continued success; search for new funding sources, and apply for additional funding to help meet the capital and operating needs of the project.
- ☐ MBTMA shall be the City-designated expert and coordinator for FTA-related matters, including all report and/or application preparation, and filing requirements.
- ☐ Electronically process and submit, on a timely manner, documentation and applications to FTA, for all federal operating and/or capital funds that have been earmarked and/or allocated for the Electrowave Project. City will review and sign the packets prior to their electronic submission to FTA.
- ☐ Research all funding opportunities, prepare and submit applications to support the continuation of contracts and services.
- ☐ Prepare all non-technical provisions for the Electrowave system, including verifying compliance with all Federal, State, County, and local requirements.
- ☐ Perform route management/scheduling; plan and implement route enhancements, personnel training; and handle all passenger complaints and other service-related challenges.

- ☐ Custodian of all Electrowae records, and in charge of all coordination with FDOT, MDT, FTA, and other funding and or permitting agencies.
- ☐ Monitor shuttle safety requirements and documentation. Prepare and file annual safety report with FDOT, which filing requires City signature.
- ☐ Manage vehicle maintenance activities.
- ☐ Monitor operations and quality of services on a daily basis. Analyze and implement changes as required to ensure efficiency and effectiveness.
- ☐ Respond and resolve all complaints, and respond to any and all inquiries concerning the Project and its services.
- ☐ Coordinate and conduct driver training and orientation, on a regular basis.
- ☐ Survey the shuttle ridership on a bi-annual basis and the South Beach community/businesses on an annual basis to monitor efficiency and effectiveness of services.

Additional Reporting Duties:

- ☐ Prepare any additional reports as required by the City, the Florida Department of Transportation (FDOT), the Miami-Dade Transit (MDT); prepare and file the Federal Transit Administration (FTA) reports within required deadlines.
- ☐ Prepare and submit annual emissions reductions to Department of Environmental Management (DERM) utilizing national emission standards and formulas.
- ☐ Prepare and submit electronically the annual report to the National Transit Database related to operations and ridership.
- ☐ MBTMA will file all reports with the City's Transportation/Concurrency Management Division, and will report to the Department Director.
- ☐ Prepare and file with the City, quarterly reports for all City-requested non-scheduled shuttle services, dates, purpose and costs included. Alert the City when such non-scheduled services have the potential to exceed budget.
- ☐ City maintains the right to audit MBTMA books at anytime using internal or external auditors.

ELECTROWAVE

Passenger Counts

BY MONTH/YEAR COMPARISON
Fiscal Year 2001/02 & Fiscal Year 2002/03

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**November 2002 – ALL SENIOR CITIZENS RIDE FREE!! (65 & older)

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COLLINS ROUTE DISCONTINUED ON FEBRUARY 20, 2003 @ 1AM

May 23 -29, 2003 → heavy rains

June 2003 → heavy rains

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**CITY OF MIAMI BEACH
COMMISSION ITEM SUMMARY**



Condensed Title:

A Resolution waiving competitive bidding requirement and authorizing the execution of a General Management Agreement with MBTMA, in the amount of \$165,000, for management, operation, and administrative services to the Electrowave Shuttle Project; authorizing the advancement of the adopted FY 2003-04 EW Operating Budget, in the amount of \$2,336,000, to MBTMA, on a quarterly basis; providing for the filing of quarterly financial and administrative reports, as well as annual audits; and further providing for the return of all unused funds to the City, by closing of the FY 2003-04 contract year.

Issue:

Shall the City contract with MBTMA for general management services to the Electrowave Project?

Item Summary/Recommendation:

This item is contingent upon approval of a previous item on this same Agenda, the FY 2003-04 EW Budget, in the amount of \$2.336 million. The waiving of competitive bidding requirement and authorizing the City to contract with MBTMA for General Management Services for Administration and Operation of the EW Service, at \$165,000, is in the City's best interest for the following reasons:


1. MBTMA was created and funded by FDOT and City for the specific purpose of the EW service.
2. The MBTMA contract is \$1 million cheaper than the amount quoted by the County to perform the same services; in addition, the County refused to take full responsibility over the project; and
3. If the City were to hire an outside private contractor, other than MBTMA or County, the City would have to hire additional City staff to perform all the financial, accounts payable, electronic filings, and satisfy the extensive reporting requirements by City, FDOT and FTA, and other financial/fund reimbursement duties presently performed by MBTMA, under this contract.
4. The Administration is satisfied that no other contractor could do as much for the project as MBTMA does with the funds currently available for the project.

Under the terms of this contract, the City will transfer one fourth of the adopted budget funds to MBTMA, on a quarterly basis; MBTMA will file quarterly administrative and financial report of expenditures, and return all unused funds to the City, by closing of the contract year. Contracting with MBTMA as General Manager has worked well for the last two years, and the Administration recommends approval of the Resolution.

Advisory Board Recommendation:

N/A

Financial Information:

Source of Funds:		Amount	Account	Approved
<div> Finance Dept.</div>	1	\$2,336,000	Adopted FY 2003-04 Electrowave Operating Budget, which includes	
	2		several account numbers, as shown	
	3		In the previous EW Budget Item.	
	4			
	Total	\$2,336,000		

City Clerk's Office Legislative Tracking:

Amelia Johnson

Sign-Offs:

Department Director	Assistant City Manager	City Manager
		

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Agenda Item

R7J

Date

9-18-03

CITY OF MIAMI BEACH

CITY HALL 1700 CONVENTION CENTER DRIVE MIAMI BEACH, FLORIDA 33139
www.ci.miami-beach.fl.us



COMMISSION MEMORANDUM NO.

To: Mayor David Dermer and
Members of the City Commission

Date: September 18, 2003

From: Jorge M. Gonzalez
City Manager

Subject: **A RESOLUTION OF THE MAYOR AND CITY COMMISSION OF THE CITY OF MIAMI BEACH, FLORIDA, WAIVING, BY 5/7THS VOTE, THE COMPETITIVE BIDDING REQUIREMENT, FINDING SUCH WAIVER TO BE IN THE BEST INTEREST OF THE CITY AND AUTHORIZING THE MAYOR AND CITY CLERK TO EXECUTE A MANAGEMENT AGREEMENT, BETWEEN THE CITY AND THE MIAMI BEACH TRANSPORTATION MANAGEMENT ASSOCIATION (MBTMA), IN THE AMOUNT OF \$165,000, FOR THE PERFORMANCE OF GENERAL MANAGEMENT SERVICES FOR OPERATIONS AND ADMINISTRATION OF THE ELECTROWAVE SHUTTLE PROJECT FOR FISCAL YEAR 2003-04; AUTHORIZING THE ADVANCEMENT OF THE ADOPTED FISCAL YEAR 2003-04 OPERATING BUDGET, IN THE AMOUNT OF \$2,336,000, TO MBTMA, ON A QUARTERLY BASIS; PROVIDING FOR THE FILING OF QUARTERLY FINANCIAL AND ADMINISTRATIVE REPORTS, AS WELL AS ANNUAL AUDITS; AND FURTHER PROVIDING FOR THE RETURN OF ALL UNUSED FUNDS TO THE CITY, BY CLOSING OF THE FISCAL YEAR 2003-04 CONTRACT YEAR.**

ADMINISTRATION RECOMMENDATION

Adopt the Resolution.

ANALYSIS

This item is contingent upon approval of the proposed FY 2003-04 Electrowave Operating Budget, submitted as a previous item on this September 18th Commission Agenda.

The Miami Beach Transportation Management Association (MBTMA) has overseen the Electrowave project for the City, since its inception in 1996. In October 1, 2001, MBTMA became the General Manager for Administration and Operations, and was made solely responsible and accountable for **all** aspects of the City's Electrowave project. There are several advantages to this City arrangement with MBTMA:

1. MBTMA is a public/private, not-for-profit organization created and funded by the Florida Department of Transportation (FDOT) and the City for the purpose of developing and implementing attractive transit alternatives to the private automobile. Therefore,

AGENDA ITEM _____

DATE

MBTMA is allowed to handle state and federal funds included in the shuttle budget.

2. The proposed FY 2002-03 Electrowave operations under MBTMA contract, is at least \$1 million less than the amount quoted by the County to perform the same services.
3. If the City were to hire an outside contractor, other than MBTMA or the County, the City would have to hire sufficient City staff to handle all Electrowave funds, pay all project invoices, prepare all requests for reimbursements from FDOT, make all electronic filings with FTA, and prepare all reports required by FDOT and FTA, which duties are presently handled by MBTMA.

The Administration is satisfied that no other contractor could do as much as MBTMA does for the City, with the funds available for the Electrowave Shuttle Project.

A detailed **Scope of Services** (MBTMA Duties) is included herein as *Exhibit "A"* and made part of the proposed General Management Agreement with MBTMA. A summary of MBTMA's main duties regarding the Project follows:

- MBTMA abides by the City-adopted annual Electrowave Operating Budget.
- Receives quarterly wire transfers (from City) of one fourth of annual operating funds.
- Ensures proper expenditures and accounting of Project operating funds.
- Maintains detailed accounting and filing systems for the project.
- Files quarterly expenditure and administrative reports with the City.
- Files quarterly and annual reports with FTA.
- Files monthly reports with FDOT.
- Abides by Federal/State/City procurement requirements.
- Submits annual audit reports prepared by a professional accounting firm, as required.
- Prepares/files quarterly invoices/requests for reimbursements with FDOT, which helps fund Project operations.
- Contracts with and supervises the work of all firms/organizations that provide services to the Project.
- Administers and monitors the fare collection and depositing processes.
- Responsible for marketing, public relations, and promotional services.
- Performs route management and scheduling, and personnel training.
- Handles all passenger complaints and other service-related challenges.
- Searches and applies for new funding sources (operating and capital funds).
- Furnishes data/material needed for items requiring City Commission approval.
- Responds to requests made by the City elected officials and/or Administration regarding the Project.

A set of measurable **Goals and Performance Standards** is also included herein as *Exhibit "B"* and made part of the General Management Agreement with MBTMA. The City conducts evaluations of MBTMA's performance, based on the above-mentioned standards.

The City retains the following duties (*Exhibit "C"*) regarding the Electrowave Project.

- ❑ All major policy decisions regarding the Project continuation and/or expansion.
- ❑ Approval of annual budgets, including City funding participation/local match.
- ❑ Custody over the project operating funds.
- ❑ The City advances one-fourth (1/4th) of the operating funds (Electrowave Budget) to MBTMA, on a quarterly basis, via wire transfers.
- ❑ Full custody and responsibility over the project capital funds (FTA funds).
- ❑ Ownership of all funds received from County Transit Surtax proceeds and funds reimbursed by FDOT, as part of the annual EW operating budget.

- ❑ Consideration, approval, and execution of funding agreements with County, State, and Federal agencies, as applicable;
- ❑ Preparation of all City Commission Agenda Items and LTCs regarding the Project;
- ❑ Provision of shuttle buses, equipment, and facilities from which the services are operated.

Also attached, as *Exhibit "D"* to the General Management Contract, you will find MBTMA's proposed budget for the specific administrative service costs to be incurred by MBTMA in the performance of its general management duties.

The Administration believes it to be in the best interest of the City to waive competitive bidding and continue contracting with MBTMA; and recommends approval of the Resolution.

JMG/RM/FB/PW/PW/JJ/AJ

Attachment: General Management Agreement (with its *Exhibits "A" to "D"*)

EXHIBIT "A"

SCOPE OF SERVICES (MBTMA DUTIES)

MANAGEMENT AGREEMENT FOR THE *ELECTROWAVE* SHUTTLE PROJECT

For the upcoming FY 2003-04, the Administration proposes to retain the Miami Beach Transportation Management Association (MBTMA) as the General Manager for administration and operations of the ***ELECTROWAVE*** Shuttle Project. Among the MBTMA duties, the following are the most important:

Financial/Accounting Duties:

- ☐ MBTMA will abide by the adopted FY 2003-04 Electrowave Operating Budget, in the amount of \$2,336,000.
- ☐ Submit a written request to the City's Transportation/Concurrency Division for the advancement of funds by the City, based on projected expenditures for each upcoming quarter of the year. The City will advance the requested amount of quarterly funds, out of the adopted Electrowave Operating Budget. Note: This written request for advancement does not apply to the first quarter of the fiscal year (October-December 2003), when the City will automatically advance one-fourth of the total budget funds to MBTMA.
- ☐ Maintain an Electrowave bank account that is separate and independent of the MBTMA bank account, and suitable to receiving wire transfers.
- ☐ Maintain a detailed accounting system for the project.
- ☐ Ensure proper expenditures of Electrowave operating funds, as budgeted; and review, approve and pay all invoices.
- ☐ Maintain computer spreadsheets and comprehensive file system for accounts paid. This practice will help ensure budget control, and maintain daily expenditure and balance totals.
- ☐ Prepare and submit quarterly expenditure reports to the city-designated Project Manager, Attn: Transportation Coordinator, documenting how advanced funds were spent during the particular month. Similar report shall also be submitted to the Florida Department of Transportation (FDOT) and Miami-Dade Transit (MDT), and the Federal Transit Administration (FTA), if so required by these agencies.

- ☐ Utilizing account-paid documentation, prepare and submit quarterly invoices/requests for reimbursements with the various State, County, federal and other grant agencies help fund the Electrowave operations. In addition, a transmittal letter and standard City invoice, signed by the City's Project Coordinator shall always accompany the quarterly requests for reimbursement.
- ☐ All fund reimbursements shall be payable to the City of Miami Beach and addressed to the City's Finance Department.
- ☐ City maintains the right to audit books at any time using internal or external auditors.
- ☐ Submit to City a Projected Expenditure Report plus a Proposed Budget with identified funding sources for the new fiscal year, no later than August 31, 2004.
- ☐ Submit a Final Expenditure Report no later than October 31, 2004.
- ☐ Submit to City and other funding agencies an annual Audited Financial Statements, prepared by a professional accounting firm.

Procurement Duties:

- ☐ Coordinate and manage all functions necessary to procure a route service operator, vehicle maintenance, electricity, propane and fuel, marketing, public relations, and advertising, and miscellaneous goods and services. These services include the preparation of requests for proposals and bids, contract requirements, documents, negotiations, hiring and firing.
- ☐ Abide by Federal, State and City procurement requirements;
- ☐ Work closely with the appropriate City personnel when preparing and submitting requests for qualifications, proposals, or bids; and during annual budget preparation. In addition, furnish all data and materials needed for the preparation of items requiring City Commission approval.
- ☐ Contract with a transit operator for the operation of the existing shuttle route, utilizing the transit operator's own drivers, dispatchers, and supervisors;
- ☐ Contract with Advanced Transportation Technologies Institute (ATTI - formerly ETVI), which has successfully provided technical expertise and mechanical maintenance services to the electric buses and batteries.

- ☐ Contract for other services needed for the proper delivery of duties regarding the shuttle project, but within the constraints of the City-adopted operating budget for the Project.

Revenue-Producing Duties:

- ☐ Be solely responsible and accountable for all aspects of the Electrowave Project administration, management, operations and services.
- ☐ Be solely responsible and accountable for the marketing, public relations, and promotional services of the Electrowave Project.
- ☐ Develop and maintain documents and procedures for all areas of shuttle operation and fleet maintenance.
- ☐ Strive to meeting and/or exceeding the set of Performance Standards for the Project per se and for the contractor services to the Project. MBTMA's performance as General Manager will be evaluated on a quarterly and annual basis, pursuant to these standards.
- ☐ Establish and maintain most local, regional, and national contacts which are essential to the Electrowave project's continued success; search for new funding sources, and apply for additional funding to help meet the capital and operating needs of the project.
- ☐ MBTMA shall be the City-designated expert and coordinator for FTA-related matters, including all report and/or application preparation, and filing requirements.
- ☐ Electronically process and submit, on a timely manner, documentation and applications to FTA, for all federal operating and/or capital funds that have been earmarked and/or allocated for the Electrowave Project. City will review and sign the packets prior to their electronic submission to FTA.
- ☐ Research all funding opportunities, prepare and submit applications to support the continuation of contracts and services.
- ☐ Prepare all non-technical provisions for the Electrowave system, including verifying compliance with all Federal, State, County, and local requirements.
- ☐ Perform route management/scheduling; plan and implement route enhancements, personnel training; and handle all passenger complaints and other service-related challenges.

- ☐ Custodian of all Electrowae records, and in charge of all coordination with FDOT, MDT, FTA, and other funding and or permitting agencies.
- ☐ Monitor shuttle safety requirements and documentation. Prepare and file annual safety report with FDOT, which filing requires City signature.
- ☐ Manage vehicle maintenance activities.
- ☐ Monitor operations and quality of services on a daily basis. Analyze and implement changes as required to ensure efficiency and effectiveness.
- ☐ Respond and resolve all complaints, and respond to any and all inquiries concerning the Project and its services.
- ☐ Coordinate and conduct driver training and orientation, on a regular basis.
- ☐ Survey the shuttle ridership on a bi-annual basis and the South Beach community/businesses on an annual basis to monitor efficiency and effectiveness of services.

Additional Reporting Duties:

- ☐ Prepare any additional reports as required by the City, the Florida Department of Transportation (FDOT), the Miami-Dade Transit (MDT); prepare and file the Federal Transit Administration (FTA) reports within required deadlines.
- ☐ Prepare and submit annual emissions reductions to Department of Environmental Management (DERM) utilizing national emission standards and formulas.
- ☐ Prepare and submit electronically the annual report to the National Transit Database related to operations and ridership.
- ☐ MBTMA will file all reports with the City's Transportation/Concurrency Management Division, and will report to the Department Director.
- ☐ Prepare and file with the City, quarterly reports for all City-requested non-scheduled shuttle services, dates, purpose and costs included. Alert the City when such non-scheduled services have the potential to exceed budget.
- ☐ City maintains the right to audit MBTMA books at anytime using internal or external auditors.

EXHIBIT "B"

GOALS AND PERFORMANCE STANDARDS FOR MBTMA

A set of Goals and measured Performance Standards have been established for the period of October 1, 2003 - September 31, 2004 for the general management services provided by the Miami Beach Transportation Management Association for the City's Electrowave Shuttle Project.

MBTMA shall respond to all applicable goals when filing the required monthly reports with the City. Such reports shall be filed with the City's Transportation/Concurrency Division, Attn: Transportation Coordinator. A review meeting may be scheduled with the Director of Public Works, if needed.

The FY 2003-04 Goals and Performance Standards are:

1. Continue to improve headways on the Washington Avenue Route from the present 8-10 minutes to 5-8 minutes, by the end of the performance period (September 30, 2004). Quarterly progress reports shall be submitted.
2. Maintain shuttle availability at 80% of the existing fleet, or better. Quarterly progress reports shall be submitted.
3. Maintain the number of tows (road calls) to no more than 10 per month. Quarterly progress reports shall be submitted.
4. Maintain computer reporting system to track and printout the following performance-related items, automatically and on demand.
 - ☐ Ridership counts by fiscal year, month, week, day, route
 - ☐ Golden Passports by fiscal year, month, week, day, route
 - ☐ Ridership counts during special events
 - ☐ Farebox revenues
 - ☐ Loss of farebox revenues due to special event services performed with rented buses.
 - ☐ Quarterly Progress Reports
5. Conduct bi-annual evaluations of service hours, ridership demands, and efficiency of service for submission to the City.

6. Implement an expanded marketing/advertising campaign with advertising in major publications, local publications, public service announcements, etc..
7. Monitor and evaluate communications between operations and fleet maintenance, conduct quarterly performance evaluations of both, and meet with City for review of results. Request that the respective contractors develop computer programs to help MBTMA track the below-mentioned performance measurements:
 - ☐ Safety/Accident Reports
 - ☐ Road Calls (Tows)
 - ☐ Road Calls (Service)
 - ☐ Battery Service
 - ☐ Work Orders Submitted
 - ☐ Work Orders Completed
8. On a Quarterly basis, prepare/submit requests for reimbursement by both FDOT (Service Development Program) which helps fund Electrowave Operations.
9. Prepare and submit, electronically, the application papers required by FTA for the capital and operating funds that have been previously earmarked and/or allocated for the Electrowave Project. This shall be accomplished within a timeline that is mutually agreed upon, in writing, by the City and MBTMA.
10. All Electrowave and MBTMA-related items that require consideration and approval by the City Commission, shall be submitted to the Transportation/Concurrency Division no later than 30 days prior to the specified meeting date.
11. Prepare and submit annual emission reductions to Department of Environmental Management (DERM).
12. Prepare and submit quarterly progress reports to FTA on active grants for capital purchases.
13. Submit mandatory, on-line annual report for operations and ridership to National Transit Database.

EXHIBIT "C"

SCOPE OF SERVICES (CITY DUTIES)

ELECTROWAVE SHUTTLE PROJECT

The City will retain the following duties regarding the Electrowave Shuttle Project (the Project):

- ☐ Maintain ownership of all shuttle buses, equipment, tools, and facilities from which the services are operated.
- ☐ Consideration and approval of all major policy decisions regarding the capital and operating Project funds and expenditure of future funds.
- ☐ Consideration, approval and appropriation of annual budgets, after preparation and submission by MBTMA (including proposed City funding participation).
- ☐ Maintain custody over the Project funds (capital and operating).
- ☐ transfer of one-fourth of the Project operating funds to MBTMA, on a quarterly basis, beginning October 1, 2003, utilizing the procedures and method established in Section 2 of the General Management Agreement, as executed by the City and Consultant for the Project.
- ☐ Consideration, approval, and execution of agreements with County, State, Federal agencies.
- ☐ Review all reports and quarterly requests for reimbursement prepared by MBTMA, prior to their submission to the outside funding agencies. These will become official City submissions executed by an authorized City official, and submitted by MBTMA.
- ☐ Preparation of all City Commission Agenda Items and LTC's regarding the project, utilizing data and input provided by MBTMA.
- ☐ Administrative, management and accounting services for the FTA-funded capital program.
- ☐ All applicable City Departments shall invoice MBTMA for certain City-support services to the Electrowave Project, which may prove to be unsuited to outsourcing, such as certain internal service costs (sewer, water, diesel fuel, gasoline) and fare-collection related contract with the Parking Department.

RESOLUTION NO. _____

A RESOLUTION OF THE MAYOR AND CITY COMMISSION OF THE CITY OF MIAMI BEACH, FLORIDA, WAIVING BY 5/7THS VOTE , THE COMPETITIVE BIDDING REQUIREMENT, FINDING SUCH WAIVER TO BE IN THE BEST INTEREST OF THE CITY AND APPROVING AND AUTHORIZING THE MAYOR AND CITY CLERK TO EXECUTE A MANAGEMENT AGREEMENT BETWEEN THE CITY AND THE MIAMI BEACH TRANSPORTATION MANAGEMENT ASSOCIATION (MBTMA), IN THE AMOUNT OF \$165,000, FOR THE PERFORMANCE OF GENERAL MANAGEMENT SERVICES FOR OPERATIONS AND ADMINISTRATION OF THE ELECTROWAVE SHUTTLE PROJECT FOR FISCAL YEAR 2003-04; AUTHORIZING THE ADVANCEMENT OF THE ADOPTED FISCAL YEAR 2003-04 ELECTROWAVE OPERATING BUDGET, IN THE AMOUNT OF \$2,336,000, TO MBTMA, ON A QUARTERLY BASIS; PROVIDING FOR THE FILING OF QUARTERLY FINANCIAL AND ADMINISTRATIVE REPORTS AND ANNUAL AUDITS; AND FURTHER PROVIDING FOR THE RETURN OF ALL UNUSED FUNDS TO THE CITY, AT THE CLOSING OF FISCAL YEAR 2003-04 CONTRACT YEAR.

WHEREAS, in 1996, the City, in partnership with the Florida Department of Transportation (FDOT), created a non-profit organization, known as the Miami Beach Transportation Management Association (MBTMA), specifically to research, develop, and implement programs and services that would help reduce the number of single automobile trips in the City; and

WHEREAS, MBTMA developed and helped implement the Electrowave Shuttle Service to South Beach (the Project), and acted as overseer of the Project's contracts and services from its inception in January 20, 1998, through September 30, 2001, on behalf of the City; and

WHEREAS, in order for the Electrowave Shuttle Service to produce the results desired by the City, beginning in Fiscal Year (FY) 2001-02, MBTMA was hired as the General Manager for Operations and Administration of the Project, and has been given a large degree of autonomy in decision-making and actions regarding the Project, and the City-adopted operating funds; and

WHEREAS, the Administration is satisfied that no other contractor could do as much as MBTMA does for the City, with the funds available for the Project; and

WHEREAS, the City wishes to rehire MBTMA as the Project's General Manager for Fiscal Year 2003-04; and

WHEREAS, the adopted Fiscal Year 2003-04 Electrowave Operating Budget is \$2,336,000; and

WHEREAS, the Project budget includes a Project Administration category, in the amount of \$165,000, as direct compensation to MBTMA for performance of the general management services, above mentioned and as set forth in the Agreement; and

WHEREAS, the City shall advance, on a quarterly basis, one-fourth of the FY 2003-04 Electrowave Operating Budget funds to MBTMA, to cover all Project expenditures during that quarter; and

WHEREAS, the City shall advance the quarterly funds, via wire transfers to a special account established by MBTMA with a chosen financial institution; and

WHEREAS, MBTMA shall abide by all City, County, State and Federal rules and regulations which apply to the Project; and

WHEREAS, MBTMA shall file quarterly expenditure/progress reports with the City documenting and accounting for the use of the Project funds; file monthly reports with FDOT, as well as the Section 15 Reports required by the Federal Transit Administration (FTA), for the Section 5309 capital funds awarded to the Project; and

WHEREAS, the submission of a Final Report of Expenditures, and Annual Audit are also required by the City.

NOW, THEREFORE, BE IT RESOLVED BY THE MAYOR AND CITY COMMISSION OF THE CITY OF MIAMI BEACH, FLORIDA, that the Mayor and City Commission hereby waive, by 5/7ths vote, the competitive bidding requirement, finding such waiver to be in the best interest of the City and approve and authorize the Mayor and City Clerk to execute a Management Agreement, between the City and the Miami Beach Transportation Management Association (MBTMA), in the amount of \$165,000, for the performance of General Management Services for Operations and Administration of the Electrowave Shuttle Project for Fiscal Year 2003-04; authorize the advancement of the adopted Fiscal Year 2003-04 Electrowave Operating Budget, in the amount of \$2,336,000, to MBTMA, on a quarterly basis; provide for the filing of quarterly financial and administrative reports and annual audits; and further provide for the return of all unused funds to the City, at the closing of the Fiscal Year 2003-04 contract year.

PASSED AND APPROVED this the _____ day of _____, 2003.

MAYOR

ATTEST:

CITY CLERK

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**APPROVED AS TO
FORM & LANGUAGE
& FOR EXECUTION**



City Attorney
9-12-03
Date
RJA

MANAGEMENT AGREEMENT
BETWEEN THE CITY OF MIAMI BEACH, FLORIDA
AND THE
MIAMI BEACH TRANSPORTATION MANAGEMENT ASSOCIATION (MBTMA)
FOR THE PROVISION OF
GENERAL MANAGEMENT SERVICES FOR ADMINISTRATION / OPERATIONS
OF THE ELECTROWAVE SHUTTLE PROJECT
FOR FISCAL YEAR (FY) 2003-04

THIS MANAGEMENT AGREEMENT made and entered into this ____ day of _____, 2003, by and between the **CITY OF MIAMI BEACH, FLORIDA** (hereinafter referred to as City), having its principal offices at 1700 Convention Center Drive, Miami Beach, Florida, 33139 and the **MIAMI BEACH TRANSPORTATION MANAGEMENT ASSOCIATION** (hereinafter referred to as MBTMA or Consultant), a not for profit 501(c)(4) organization, which address is 777 41st Street, Suite 330, Miami Beach, Florida 33140.

SECTION 1
DEFINITIONS

- Agreement:** This written General Management Agreement for Operations and Administration of the Electrowave Shuttle Service between the City and Consultant.
- City Manager:** The Chief Administrative Officer of the City.
- Consultant:** For the purposes of this Agreement, Consultant shall be deemed to be an independent contractor, and not an agent or employee of the City, in this case, the Miami Beach Transportation Management Association (MBTMA).
- Services:** All services, work and actions by the Consultant performed pursuant to or undertaken under this Agreement, as described in Section 2 and Exhibit A.
- Project Coordinator:** An individual designated by the City to coordinate, direct and review, on behalf of the City, all quarterly and other reports to be submitted by the Consultant to the City, as described in Section 2 and Exhibit A.

Fixed Fee: Management fee to be paid to Consultant.

Risk Manager: The Risk Manager of the City, with offices at 1700 Convention Center Drive, Third Floor, Miami Beach, Florida 33139, telephone number (305) 673-7000, Ext. 6435, and fax number (305) 673-7023.

SECTION 2

SCOPE OF WORK

The scope of work to be performed by Consultant is set forth in **Exhibit "A,"** entitled "Scope of Services" (Services).

SECTION 3

FY 2003-04 OPERATING BUDGET/COMPENSATION

3.1 FIXED FEE

Consultant shall receive quarterly wire transfers from the City for the total Fiscal Year 2003-04 operating budget for the Electrowave Shuttle Service , as approved by the Mayor and City Commission pursuant to Resolution No. 2003-____, dated September 18, 2003, provided herein in an amount not to exceed Two Million, Three Hundred Thirty Six Thousand and 00/100 Dollars (\$2,336,000), for the Services set forth in Exhibit "A" hereto.

As part of the above mentioned funds, a fixed fee of \$165,000 is included as direct compensation for the Services being provided by the Consultant pursuant to this Agreement.

Consultant shall place all funds transferred by the City to the Consultant in an account designated solely and exclusively for general management of operations and administration of the Services.

3.2 Four quarterly fund transfers shall be made to the Consultant, beginning from the execution of this Agreement, which effective date is October 1, 2003. Consultant shall be required to submit quarterly financial, management, and administrative reports, and other submissions which detail the Consultant's work performed each quarter, as set forth in Exhibit "A".

Each quarterly payment shall be made in an amount not to exceed one fourth of the adopted FY 2003-04 Electrowave Operating Budget, excepting the third quarter when the liability insurance coverage on the entire shuttle fleet is due for renewal. In addition, the City shall deduct from each quarterly transfer, whatever funds have remained unused by the Consultant during the previous quarter.

SECTION 4
GENERAL PROVISIONS

4.1 RESPONSIBILITY OF THE CONSULTANT

Consultant shall exercise that degree of skill, care, efficiency and diligence normally exercised by recognized professionals with respect to the performance of comparable Services. In its performance of the Services, Consultant shall comply with all applicable laws and ordinances, including but not limited to, applicable regulations of the City, County, State, Federal Government, ADA, EEO Regulations and Guidelines.

4.2 RESPONSIBILITY OF THE CITY

4.2.1 The City shall evaluate the Consultant's performance on a quarterly and annual basis, utilizing a set of parameters established by the City, and agreed to by the Consultant, as set forth in **Exhibit "B,"** entitled "Goals and Performance Standards."

4.2.2 The City shall provide certain goods and services to the Electrowave Shuttle Project, as set forth in **Exhibit "C,"** "Duties of the City."

4.3 PUBLIC ENTITY CRIMES

State of Florida Form PUR 7068, Sworn Statement under Section 287.133(3)(a) Florida Statute on Public Entity Crimes shall be filed with the City's Procurement Division.

4.4 PROJECT MANAGEMENT

The Consultant shall appoint a qualified individual acceptable to the City to serve as General Manager for the Services, who shall be fully responsible for the day-to-day activities under this Agreement and who shall serve as the primary contact for the City's Project Coordinator.

4.5 DURATION AND EXTENT OF AGREEMENT

The term of this Agreement shall be for a period of twelve (12) months, commencing on October 1, 2003, and ending September 30, 2004. Funding for any additional term(s) shall be subject to approval by the City, at its sole discretion, and be contingent upon a favorable evaluation of the MBTMA by the City and the Florida Department of Transportation (FDOT).

Notwithstanding the aforesaid language, however, the City shall have no future obligation to renew this Agreement beyond the twelve-month term set forth herein.

4.6 OWNERSHIP OF DOCUMENTS AND EQUIPMENT

All documents prepared by the Consultant pursuant to this Agreement are related exclusively to the Services described herein, and are intended or represented for ownership by the City. Any reuse by Consultant or the parties shall be approved in writing by the City.

4.7 INDEMNIFICATION

Consultant agrees to indemnify and hold harmless the City of Miami Beach and its officers, employees and agents, from and against any and all actions, claims, liabilities, losses, and expenses, including, but not limited to, attorneys' fees, for personal, economic or bodily injury, wrongful death, loss of or damage to property, at law or in equity, which may arise or be alleged to have arisen from the negligent acts, errors, omissions or other wrongful conduct of the Consultant, its employees, agents, sub-consultants, or any other person or entity acting under Consultant's control, in connection with the Consultant's performance of the Services pursuant to this Agreement; and to that extent, the Consultant shall pay all such claims and losses and shall pay all such costs and judgements which may issue from any lawsuit arising from such claims and losses, and shall pay all costs and attorneys' fees expended by the City in the defense of such claims and losses, including appeals. The parties agree that one percent (1%) of the total compensation to the Consultant for performance of the Services under this Agreement is the specific consideration from the City to the Consultant for the Consultant's Indemnity Agreement.

The Consultant's obligation under this Subsection shall not include the obligation to indemnify the City of Miami Beach and its officers, employees and agents, from and against any actions or claims which proximately result from negligent acts or omissions or other wrongful conduct of the City and its officers, employees and agents. The parties each agree to give the other party prompt written notice of any claim coming to its knowledge that in any way directly or indirectly affects the other party.

4.8 INSURANCE REQUIREMENTS

The Consultant shall not commence any work pursuant to this Agreement until all insurance required under this Subsection has been obtained and such insurance has been approved by the City's Risk Manager. The Consultant shall maintain and carry in full force

during the term of this Agreement and throughout the duration of the work the following insurance:

1. Professional General Liability in the amount of \$1,000,000.00.
2. Workers Compensation & Employers Liability, as required pursuant to Florida statute.

All policies are subject to the following provisions:

All insurance must be furnished by insurance companies authorized to do business in the State of Florida and approved by the City's Risk Manager. The City must be named as an additional insured. Original certificates of insurance for the above mentioned coverages, or any other form of insurance as may be required by the City or the City designee, must be submitted to the City's Risk Manager for approval prior to any work commencing. These certificates will be kept on file in the office of the Risk Manager, 3rd Floor, City Hall. The Consultant is responsible for obtaining and submitting all insurance certificates for their Consultants. Thirty (30) days written notice of cancellation or substantial modification in the insurance coverage must be given to the City's Risk Manager by the Consultant and its insurance company.

All insurance policies must be issued by companies authorized to do business under the laws of the State of Florida. The companies must be rated no less than "B+" as to management and not less than "Class VI" as to strength by the latest edition of Best's Insurance Guide, published by A.M. Best Company, Oldwick, New Jersey, or its equivalent, subject to the approval of the City's Risk Manager.

Compliance with the foregoing requirements shall not relieve the Consultant of the liabilities and obligations under this Subsection or under any other portion of this Agreement, and the City shall have the right to obtain from the Consultant specimen copies of the insurance policies in the event that submitted certificates of insurance are inadequate to ascertain compliance with required coverage.

4.8.1 ENDORSEMENTS

All of Consultant's certificates, above, shall contain endorsements providing that written notice shall be given to the City at least thirty (30) days prior to termination, cancellation or reduction in coverage in the policy.

4.8.2 **CERTIFICATES**

Unless directed by the City otherwise, the Consultant shall not commence the Services until the City has received and approved, in writing, certificates of insurance showing that the requirements of this Subsection (in its entirety) have been met and provided for.

4.9 **TERMINATION, SUSPENSION AND SANCTIONS**

4.9.1 **Termination for Cause**

If the Consultant shall fail to fulfill in a timely manner, or otherwise violate any of the covenants, agreements, or stipulations material to this Agreement, the City shall thereupon have the right to terminate the Services then remaining to be performed. Prior to exercising its option to terminate for cause, the City shall notify the Consultant of its violation of the particular terms of this Agreement and shall grant Consultant ten (10) days to cure such default. If such default remains uncured after (10) days, the City, upon seven (7) days notice to Consultant, may terminate this Agreement and the City shall be fully discharged from any and all liabilities, duties and terms arising out of/or by virtue of this Agreement.

In that event, all finished and unfinished documents, data, studies, surveys, drawings, maps, models, photographs, reports and other work products prepared by the Consultant and its subcontractors shall be properly assembled and delivered to the City at the Consultant's sole cost and expense. Consultant shall be paid for any Services satisfactorily performed up to the date of termination.

Notwithstanding the above, the Consultant shall not be relieved of liability to the City for damages sustained by the City by any breach of the Agreement by the Consultant. The City, at its sole option and discretion, shall additionally be entitled to bring any and all legal/equitable actions that it deems to be in its best interest in order to enforce the City's right and remedies against the defaulting party. The City shall be entitled to recover all costs of such actions, including reasonable attorney's fees. **To the extent allowed by law, the defaulting party waives its right to jury trial and its right to bring permissive counter claims against the City in any such action.**

4.9.2 **Termination for Convenience of City**

THE CITY MAY, FOR ITS CONVENIENCE AND WITHOUT CAUSE, TERMINATE THE SERVICES THEN REMAINING TO BE PERFORMED AT ANY TIME DURING THE TERM HEREOF BY GIVING WRITTEN NOTICE TO CONSULTANT OF SUCH TERMINATION, WHICH SHALL BECOME EFFECTIVE

SEVEN (7) DAYS FOLLOWING RECEIPT BY THE CONSULTANT OF THE WRITTEN TERMINATION NOTICE. IN THAT EVENT, ALL FINISHED OR UNFINISHED DOCUMENTS AND OTHER MATERIALS, AS DESCRIBED IN SECTION 2 AND IN EXHIBIT "A" SHALL BE PROPERLY ASSEMBLED AND DELIVERED TO THE CITY AT CONSULTANT'S SOLE COST AND EXPENSE. IF THE AGREEMENT IS TERMINATED BY THE CITY.

4.9.3 Termination for Insolvency

The City also reserves the right to terminate the remaining Services to be performed in the event the Consultant is placed either in voluntary or involuntary bankruptcy or makes an assignment for the benefit of creditors. In such event, the right and obligations for the parties shall be the same as provided for in Section 4.10.2.

4.9.4 Sanctions for Noncompliance with Nondiscrimination Provisions

In the event of the Consultant's noncompliance with the nondiscrimination provisions of this Agreement, the City shall impose such sanctions as the City or the State of Florida may determine to be appropriate, including but not limited to, withholding of payments to the Consultant under the Agreement until the Consultant complies and/or cancellation, termination or suspension of the Services. In the event the City cancels or terminates the Services pursuant to this Subsection the rights and obligations of the parties shall be the same as provided in Section 4.10.2.

4.9.5 Changes and Additions

This Agreement shall only be modified, changed or amended by an instrument of equal dignity, executed by the officers and agents duly authorized by each respective party.

4.10 AUDIT AND INSPECTIONS

At any time during normal business hours and as often as the City may deem necessary, there shall be made available to the City and/or such representatives as the City may deem to act on its behalf, to audit, examine and make audits of all contracts, invoices, materials, payrolls, records of personnel, conditions of employment and other data relating to all matters covered by this Agreement. Consultant shall maintain any and all records necessary to document compliance with the provisions of this Agreement.

4.11 ACCESS TO RECORDS

Consultant agrees to allow access during normal business hours to all financial records to the City and/or such authorized representatives as it may deem to act on its behalf, and

agrees to provide such assistance as may be necessary to facilitate financial audit by the City or its representatives when deemed necessary to insure compliance with applicable accounting and financial standards. Consultant shall allow access during normal business hours to all other records, forms, files, and documents which have been generated in performance of this Agreement, to those personnel as may be designated by the City.

4.12 ASSIGNMENT, TRANSFER OR SUBCONTRACTING

The Consultant shall not subcontract, assign, or transfer any work under this Agreement without the prior written consent of the City.

4.13 SUB-CONSULTANTS

The Consultant shall be liable for the Consultant's services, responsibilities and liabilities under this Agreement and the services, responsibilities and liabilities of sub-Consultants, and any other person or entity acting under the direction or controls of the Consultant. When the term "Consultant" is used in this Agreement, it shall be deemed to include any sub-Consultants and any other person or entity acting under the direction or control of Consultant. All sub-Consultants must be approved in writing prior to their engagement by Consultant.

4.14 EQUAL EMPLOYMENT OPPORTUNITY

In connection with the performance of this Agreement, the Consultant shall not discriminate against any employee or applicant for employment because of race, color, religion, ancestry, sex, age, and national origin, place of birth, marital status, or physical handicap. The Consultant shall take affirmative action to ensure that applicants are employed and that employees are treated during their employment without regard to their race, color, religion, ancestry, sex, age, national origin, and place of birth, marital status, disability, or sexual orientation. Such action shall include, but not be limited to the following: employment, upgrading, demotion, or termination; recruitment or recruitment advertising; layoff or termination; rates of pay, or other forms of compensation; and selection for training, including apprenticeship.

4.15 CONFLICT OF INTEREST

The Consultant agrees to adhere to and be governed by the Metropolitan Miami-Dade County Conflict of Interest Ordinance (No. 72-82), as amended; and by the City of Miami Beach Charter and Code, which are incorporated by reference herein as if fully set forth herein, in connection with the Agreement conditions hereunder.

The Consultant covenants that it presently has no interest and shall not acquire any interest, direct or indirectly which should conflict in any manner or degree with the performance of the Services. The Consultant further covenants that in the performance of this Agreement, no person having any such interest shall knowingly be employed by the Consultant. No member of or delegate to the Congress of the United States shall be admitted to any share or part of this Agreement or to any benefits arising therefrom.

4.16 PATENT RIGHTS; COPYRIGHTS; CONFIDENTIAL FINDINGS

Any patentable result arising out of this Agreement, as well as all information, design specifications, processes, data and findings, shall be made available to the City for public use.

No reports, other documents, articles or devices produced in whole or in part under this Agreement shall be the subject of any application for copyright or patent by or on behalf of the Consultant or its employees or subcontractors.

4.17 NOTICES

All communications relating to the day-to-day activities shall be exchanged between the Project Manager/Maintenance Manager appointed by Consultant and the Project Manager designated by the City. The Consultant's Project Manager and the City's Project Coordinator shall be designated promptly upon commencement of the Services.

All other notices and communications in writing required or permitted hereunder may be delivered personally to the representatives of the Consultant and the City listed below or may be mailed by registered mail, postage prepaid (or airmailed if addressed to an address outside of the city of dispatch).

Until changed by notice in writing, all such notices and communications shall be addressed as follows:

TO CONSULTANT: Miami Beach Transportation Management Association (MBTMA)
Judy I. Evans, Executive Director
777 41st Street, Suite 330
Miami Beach, Florida 33140
(305) 535-9160
(305) 535-9157 – fax
mbtma@earthlink.net

TO CITY: City of Miami Beach
Fred Beckmann, Director of Public Works
Project Coordinator
1700 Convention Center Drive, 4th Floor
Miami Beach, FL 33139
(305) 673-7000, Ext. 6185
(305) 604-2498 – Fax
fredbeckmann@ci.miami-beach.fl.us

WITH COPIES TO: Office of the City Attorney
Attn: Murray H. Dubbin
City of Miami Beach
1700 Convention Center Drive
Miami Beach, FL 33139

Notices hereunder shall be effective:

If delivered personally, on delivery; if mailed to an address in the city of dispatch, on the day following the date mailed; and if mailed to an address outside the city of dispatch on the seventh day following the date mailed.

4.18 LITIGATION JURISDICTION/VENUE

This Agreement shall be enforceable in Miami-Dade County, Florida, and if legal action is necessary by either party with respect to the enforcement of any or all of the terms or conditions herein, exclusive venue for the enforcement of same shall lie in Miami-Dade County, Florida.

4.19 ENTIRETY OF AGREEMENT

This writing and the Services embody the entire Agreement and understanding between the parties hereto, and there are no other agreements and understandings, oral or written with reference to the subject matter hereof that are not merged herein and superseded hereby. The Services and the Proposal Documents are hereby incorporated by reference into this Agreement.

No alteration, change, or modification of the terms of this Agreement shall be valid unless amended in writing, signed by both parties hereto, and approved by the City Commission of the City of Miami Beach.

This Agreement shall be governed by and construed according to the laws of the State of Florida.

4.20 LIMITATION OF CITY'S LIABILITY

The City desires to enter into this Agreement only if in so doing the City can place a limit on the City's liability for any cause of action for money damages due to an alleged breach by the City of this Agreement, so that its liability for any such breach never exceeds the sum of \$10,000. Consultant hereby expresses its willingness to enter into this Agreement with Consultant's recovery from the City for any damage action for breach of contract to be limited to a maximum amount of \$10,000.

Accordingly, and notwithstanding any other term or condition of this Agreement, Consultant hereby agrees that the City shall not be liable to the Consultant for damages in an amount in excess of \$10,000 for any action or claim for breach of contract arising out of the performance or non-performance of any obligations imposed upon the City by this Agreement. Nothing contained in this paragraph or elsewhere in this Agreement is in any way intended to be a waiver of the limitation placed upon the City's liability as set forth in Section 768.28, Florida Statutes.

IN WITNESS WHEREOF, the parties hereto have caused this Agreement to be executed by their appropriate officials, as of the date first entered above.

FOR CITY:

CITY OF MIAMI BEACH, FLORIDA

ATTEST:

By:

City Clerk

Mayor

FOR CONSULTANT:

**MIAMI BEACH TRANSPORTATION
MANAGEMENT ASSOCIATION (MBTMA)**

ATTEST:


By:

**Executive Director
(General Manager)**

President, MBTMA Board of Directors

Corporate Seal

**APPROVED AS TO
FORM & LANGUAGE
& FOR EXECUTION**



City Attorney *SA* **9-12-03**
Date

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EXHIBIT "A"

SCOPE OF SERVICES (MBTMA DUTIES)

MANAGEMENT AGREEMENT FOR THE *ELECTROWAVE* SHUTTLE PROJECT

For the upcoming FY 2003-04, the Administration proposes to retain the Miami Beach Transportation Management Association (MBTMA) as the General Manager for administration and operations of the ***ELECTROWAVE*** Shuttle Project. Among the MBTMA duties, the following are the most important:

Financial/Accounting Duties:

- ☐ MBTMA will abide by the adopted FY 2003-04 Electrowave Operating Budget, in the amount of \$2,336,000.
- ☐ Submit a written request to the City's Transportation/Concurrency Division for the advancement of funds by the City, based on projected expenditures for each upcoming quarter of the year. The City will advance the requested amount of quarterly funds, out of the adopted Electrowave Operating Budget. Note: This written request for advancement does not apply to the first quarter of the fiscal year (October-December 2003), when the City will automatically advance one-fourth of the total budget funds to MBTMA.
- ☐ Maintain an Electrowave bank account that is separate and independent of the MBTMA bank account, and suitable to receiving wire transfers.
- ☐ Maintain a detailed accounting system for the project.
- ☐ Ensure proper expenditures of Electrowave operating funds, as budgeted; and review, approve and pay all invoices.
- ☐ Maintain computer spreadsheets and comprehensive file system for accounts paid. This practice will help ensure budget control, and maintain daily expenditure and balance totals.
- ☐ Prepare and submit quarterly expenditure reports to the city-designated Project Manager, Attn: Transportation Coordinator, documenting how advanced funds were spent during the particular month. Similar report shall also be submitted to the Florida Department of Transportation (FDOT) and Miami-Dade Transit (MDT), and the Federal Transit Administration (FTA), if so required by these agencies.

- ☐ Utilizing account-paid documentation, prepare and submit quarterly invoices/requests for reimbursements with the various State, County, federal and other grant agencies help fund the Electrowave operations. In addition, a transmittal letter and standard City invoice, signed by the City's Project Coordinator shall always accompany the quarterly requests for reimbursement.
- ☐ All fund reimbursements shall be payable to the City of Miami Beach and addressed to the City's Finance Department.
- ☐ City maintains the right to audit books at any time using internal or external auditors.
- ☐ Submit to City a Projected Expenditure Report plus a Proposed Budget with identified funding sources for the new fiscal year, no later than August 31, 2004.
- ☐ Submit a Final Expenditure Report no later than October 31, 2004.
- ☐ Submit to City and other funding agencies an annual Audited Financial Statements, prepared by a professional accounting firm.

Procurement Duties:

- ☐ Coordinate and manage all functions necessary to procure a route service operator, vehicle maintenance, electricity, propane and fuel, marketing, public relations, and advertising, and miscellaneous goods and services. These services include the preparation of requests for proposals and bids, contract requirements, documents, negotiations, hiring and firing.
- ☐ Abide by Federal, State and City procurement requirements;
- ☐ Work closely with the appropriate City personnel when preparing and submitting requests for qualifications, proposals, or bids; and during annual budget preparation. In addition, furnish all data and materials needed for the preparation of items requiring City Commission approval.
- ☐ Contract with a transit operator for the operation of the existing shuttle route, utilizing the transit operator's own drivers, dispatchers, and supervisors;
- ☐ Contract with Advanced Transportation Technologies Institute (ATTI - formerly ETVI), which has successfully provided technical expertise and mechanical maintenance services to the electric buses and batteries.

- ☐ Contract for other services needed for the proper delivery of duties regarding the shuttle project, but within the constraints of the City-adopted operating budget for the Project.

Revenue-Producing Duties:

- ☐ Be solely responsible and accountable for all aspects of the Electrowave Project administration, management, operations and services.
- ☐ Be solely responsible and accountable for the marketing, public relations, and promotional services of the Electrowave Project.
- ☐ Develop and maintain documents and procedures for all areas of shuttle operation and fleet maintenance.
- ☐ Strive to meeting and/or exceeding the set of Performance Standards for the Project per se and for the contractor services to the Project. MBTMA's performance as General Manager will be evaluated on a quarterly and annual basis, pursuant to these standards.
- ☐ Establish and maintain most local, regional, and national contacts which are essential to the Electrowave project's continued success; search for new funding sources, and apply for additional funding to help meet the capital and operating needs of the project.
- ☐ MBTMA shall be the City-designated expert and coordinator for FTA-related matters, including all report and/or application preparation, and filing requirements.
- ☐ Electronically process and submit, on a timely manner, documentation and applications to FTA, for all federal operating and/or capital funds that have been earmarked and/or allocated for the Electrowave Project. City will review and sign the packets prior to their electronic submission to FTA.
- ☐ Research all funding opportunities, prepare and submit applications to support the continuation of contracts and services.
- ☐ Prepare all non-technical provisions for the Electrowave system, including verifying compliance with all Federal, State, County, and local requirements.
- ☐ Perform route management/scheduling; plan and implement route enhancements, personnel training; and handle all passenger complaints and other service-related challenges.

- ☐ Custodian of all Electrowae records, and in charge of all coordination with FDOT, MDT, FTA, and other funding and or permitting agencies.
- ☐ Monitor shuttle safety requirements and documentation. Prepare and file annual safety report with FDOT, which filing requires City signature.
- ☐ Manage vehicle maintenance activities.
- ☐ Monitor operations and quality of services on a daily basis. Analyze and implement changes as required to ensure efficiency and effectiveness.
- ☐ Respond and resolve all complaints, and respond to any and all inquiries concerning the Project and its services.
- ☐ Coordinate and conduct driver training and orientation, on a regular basis.
- ☐ Survey the shuttle ridership on a bi-annual basis and the South Beach community/businesses on an annual basis to monitor efficiency and effectiveness of services.

Additional Reporting Duties:

- ☐ Prepare any additional reports as required by the City, the Florida Department of Transportation (FDOT), the Miami-Dade Transit (MDT); prepare and file the Federal Transit Administration (FTA) reports within required deadlines.
- ☐ Prepare and submit annual emissions reductions to Department of Environmental Management (DERM) utilizing national emission standards and formulas.
- ☐ Prepare and submit electronically the annual report to the National Transit Database related to operations and ridership.
- ☐ MBTMA will file all reports with the City's Transportation/Concurrency Management Division, and will report to the Department Director.
- ☐ Prepare and file with the City, quarterly reports for all City-requested non-scheduled shuttle services, dates, purpose and costs included. Alert the City when such non-scheduled services have the potential to exceed budget.
- ☐ City maintains the right to audit MBTMA books at anytime using internal or external auditors.

EXHIBIT "B"

GOALS AND PERFORMANCE STANDARDS FOR MBTMA

A set of Goals and measured Performance Standards have been established for the period of October 1, 2003 - September 31, 2004 for the general management services provided by the Miami Beach Transportation Management Association for the City's Electrowave Shuttle Project.

MBTMA shall respond to all applicable goals when filing the required monthly reports with the City. Such reports shall be filed with the City's Transportation/Concurrency Division, Attn: Transportation Coordinator. A review meeting may be scheduled with the Director of Public Works, if needed.

The FY 2003-04 Goals and Performance Standards are:

1. Continue to improve headways on the Washington Avenue Route from the present 8-10 minutes to 5-8 minutes, by the end of the performance period (September 30, 2004). Quarterly progress reports shall be submitted.
2. Maintain shuttle availability at 80% of the existing fleet, or better. Quarterly progress reports shall be submitted.
3. Maintain the number of tows (road calls) to no more than 10 per month. Quarterly progress reports shall be submitted.
4. Maintain computer reporting system to track and printout the following performance-related items, automatically and on demand.
 - ☐ Ridership counts by fiscal year, month, week, day, route
 - ☐ Golden Passports by fiscal year, month, week, day, route
 - ☐ Ridership counts during special events
 - ☐ Farebox revenues
 - ☐ Loss of farebox revenues due to special event services performed with rented buses.
 - ☐ Quarterly Progress Reports
5. Conduct bi-annual evaluations of service hours, ridership demands, and efficiency of service for submission to the City.

6. Implement an expanded marketing/advertising campaign with advertising in major publications, local publications, public service announcements, etc..
7. Monitor and evaluate communications between operations and fleet maintenance, conduct quarterly performance evaluations of both, and meet with City for review of results. Request that the respective contractors develop computer programs to help MBTMA track the below-mentioned performance measurements:
 - ☐ Safety/Accident Reports
 - ☐ Road Calls (Tows)
 - ☐ Road Calls (Service)
 - ☐ Battery Service
 - ☐ Work Orders Submitted
 - ☐ Work Orders Completed
8. On a Quarterly basis, prepare/submit requests for reimbursement by both FDOT (Service Development Program) which helps fund Electrowave Operations.
9. Prepare and submit, electronically, the application papers required by FTA for the capital and operating funds that have been previously earmarked and/or allocated for the Electrowave Project. This shall be accomplished within a time-line that is mutually agreed upon, in writing, by the City and MBTMA.
10. All Electrowave and MBTMA-related items that require consideration and approval by the City Commission, shall be submitted to the Transportation/Concurrency Division no later than 30 days prior to the specified meeting date.
11. Prepare and submit annual emission reductions to Department of Environmental Management (DERM).
12. Prepare and submit quarterly progress reports to FTA on active grants for capital purchases.
13. Submit mandatory, on-line annual report for operations and ridership to National Transit Database.

EXHIBIT "C"

SCOPE OF SERVICES (CITY DUTIES)

ELECTROWAVE SHUTTLE PROJECT

The City will retain the following duties regarding the Electrowave Shuttle Project (the Project):

- ☐ Maintain ownership of all shuttle buses, equipment, tools, and facilities from which the services are operated.
- ☐ Consideration and approval of all major policy decisions regarding the capital and operating Project funds and expenditure of future funds.
- ☐ Consideration, approval and appropriation of annual budgets, after preparation and submission by MBTMA (including proposed City funding participation).
- ☐ Maintain custody over the Project funds (capital and operating).
- ☐ transfer of one-fourth of the Project operating funds to MBTMA, on a quarterly basis, beginning October 1, 2003, utilizing the procedures and method established in Section 2 of the General Management Agreement, as executed by the City and Consultant for the Project.
- ☐ Consideration, approval, and execution of agreements with County, State, Federal agencies.
- ☐ Review all reports and quarterly requests for reimbursement prepared by MBTMA, prior to their submission to the outside funding agencies. These will become official City submissions executed by an authorized City official, and submitted by MBTMA.
- ☐ Preparation of all City Commission Agenda Items and LTC's regarding the project, utilizing data and input provided by MBTMA.
- ☐ Administrative, management and accounting services for the FTA-funded capital program.
- ☐ All applicable City Departments shall invoice MBTMA for certain City-support services to the Electrowave Project, which may prove to be unsuited to outsourcing, such as certain internal service costs (sewer, water, diesel fuel, gasoline) and fare-collection related contract with the Parking Department.

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**CITY OF MIAMI BEACH
COMMISSION ITEM SUMMARY**



Condensed Title:

A Resolution authorizing the execution of a Professional Services Agreement with the Miami Beach Transportation Management Association (MBTMA), in the amount of \$50,000, to provide transportation demand management services (TDM) to Miami Beach; and authorizing a lump-sum payment, as seed funding, utilizing funds available in the FY 2003-04 Parking Enterprise Professional Services account.

Issue:

Shall the City renew its annual Agreement with MBTMA?


Item Summary/Recommendation:

The City and the Florida Department of Transportation (FDOT) created MBTMA in 1996, to develop and help implement TDM initiatives in Miami Beach. Since then, the City and FDOT have funded the annual MBTMA operating budget, under separate agreements with MBTMA. The City's annual contribution is fixed at \$50,000 (as seed funding), while FDOT's contribution is \$127,581 (via reimbursements). These funds maintain MBTMA as a public-private, non-profit organization. MBTMA's most successful and time-consuming TDM initiative has been the Electrowave Shuttle Service; however, MBTMA has worked diligently with and was able to organize and implement three (3) daily vanpool services for Lennar Corp. employees this year. Other major Miami Beach employment centers have yet to support similar programs for their employees, in spite of the MBTMA efforts and the potential benefits to mobility in Miami Beach. The Administration recommends approval of the Resolution.

Advisory Board Recommendation:

N/A

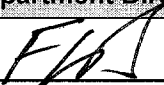
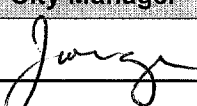
Financial Information:

Source of Funds:  Finance Dept.		Amount	Account	Approved
	1	\$50,000	480.0461.000312	
	2			
	3			
	4			
	Total	\$50,000		

City Clerk's Office Legislative Tracking:

Amelia Johnson

Sign-Offs:

Department Director	Assistant City Manager	City Manager
		

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AGENDA ITEM R7K

DATE 9-18-03

CITY OF MIAMI BEACH

CITY HALL 1700 CONVENTION CENTER DRIVE MIAMI BEACH, FLORIDA 33139
www.ci.miami-beach.fl.us



COMMISSION MEMORANDUM

To: Mayor David Dermer and
Members of the City Commission

Date: September 18, 2003

From: Jorge M. Gonzalez
City Manager

Subject: **A RESOLUTION OF THE MAYOR AND CITY COMMISSION OF THE CITY OF MIAMI BEACH, FLORIDA, AUTHORIZING THE MAYOR AND CITY CLERK TO EXECUTE PROFESSIONAL SERVICES AGREEMENT WITH THE MIAMI BEACH TRANSPORTATION MANAGEMENT ASSOCIATION (MBTMA), IN THE AMOUNT OF \$50,000, TO PROVIDE TRANSPORTATION DEMAND MANAGEMENT (TDM) SERVICES TO MIAMI BEACH; AND AUTHORIZING A LUMP-SUM PAYMENT, AS SEED FUNDING, UTILIZING FUNDS AVAILABLE IN THE FY 2003-04 PARKING ENTERPRISE FUND.**

ADMINISTRATION RECOMMENDATION

Adopt the Resolution.

ANALYSIS

Transportation Management Associations (TMAs) are public-private organizations, the purpose of which is to introduce, create, and implement transportation demand management (TDM) initiatives, such as local circulators, vanpools, carpools, and other programs, and to boost community awareness of such alternatives to the private automobile. These alternative modes of transportation help reduce traffic congestion, increase mobility, reduce demand on limited parking spaces, and enhance the quality of life within urban communities, such as Miami Beach.

The Miami Beach Transportation Management Association (MBTMA) was created in January 1996 and was incorporated in October 1996 as an independent, non-profit 501(c)(4) organization.

A partnership between the City and the Florida Department of Transportation (FDOT) provides the funds needed for the annual operating budget. The FY 2003-04 MBTMA Budget is proposed as follows:

- ❑ The City's annual lump-sum contribution is fixed at \$50,000 and provides the "seed" funding needed by MBTMA to function as a public-private organization.
- ❑ FDOT's contribution is \$127,581 (received via quarterly reimbursements)
- ❑ MBTMA anticipates receiving \$77,250 in "in-kind" services. FDOT requires that such non-cash amounts be included as part of the operating budget.

So, the total proposed FY 2003-04 MBTMA Operating Budget is \$254,831, being **\$177,581** in cash funds and **\$77,250 in in-kind services**.

Funding for the City's \$50,000 annual contribution to MBTMA is available in the FY 2003-04 Parking Enterprise Professional Services account. Attached as *Exhibit "A"* to the Professional Services Agreement with MBTMA you will find the following items:

- ❑ FY 2003-04 Budget Summary, *including in-kind services*
- ❑ FY 2003-04 Operating Budget, *including in-kind services*
- ❑ FY 2003-04 Work Program (Scope of Services)
- ❑ Summary of Tasks & Goals completed in FY 2002-03
- ❑ Summary of Tasks & Goals to be completed in FY 2003-04
- ❑ List of MBTMA Board members

MBTMA's effectiveness and commitment to a Work Program has been confirmed by FDOT and City, who closely examine its work product, as well as the monthly reports and annual audits which MBTMA is required to submit, as a non-profit organization.

MBTMA completed the following TDM activities in FY 2002-03:

- Implemented three (3) daily vanpools for 24 Lennar Corporation employees; meaning 24 less private automobiles coming to South Beach every work day.
- Conducted 15 "Transportation Days" at various hotels and businesses.
- Convinced the Fontainebleau Hotel to sell MDT passes in bulk to visitor groups.
- Created, printed and distributed new brochures for the shuttle service.
- Created, printed and began installation of new directional signage for shuttle service.
- Provided park-and-ride services for special events, utilizing rented mini-buses.
- Administered the shuttle project; and
- Managed the operation of an enhanced Washington Route service.

As traffic conditions worsen in Miami-Dade County, and concurrency issues become more prevalent in Miami Beach, the City will have to be proactive in considering and adopting a Transportation Management Ordinance (TMO), which may mandate the implementation of such carpool and vanpool programs. Only after a TMO is in place will MBTMA be able to widen its range of duties, effectively.

CONCLUSION: FDOT's annual contribution to MBTMA is contingent upon the City's annual \$50,000 contribution. Combined, these funds allow MBTMA to continue operating as a public-private entity in Miami Beach, and performing the TDM services for which it has been hired, since 1996. The Administration recommends that the City execute another annual Professional Services Agreement with MBTMA, in the amount of \$50,000, utilizing funds available in the FY 2003-04 Parking Enterprise Professional Services account.

JG/RM/FB/JC/AJ

Attachments: Professional Services Agreement (with its *Exhibit "A"*)

F:\WORK\STRAVAMELIA\MBTMAAgree.0304.doc

RESOLUTION NO. _____

A RESOLUTION OF THE MAYOR AND CITY COMMISSION OF THE CITY OF MIAMI BEACH, FLORIDA, AUTHORIZING THE MAYOR AND CITY CLERK TO EXECUTE A PROFESSIONAL SERVICES AGREEMENT WITH THE MIAMI BEACH TRANSPORTATION MANAGEMENT ASSOCIATION (MBTMA), IN THE AMOUNT OF \$50,000, TO PROVIDE TRANSPORTATION DEMAND MANAGEMENT (TDM) SERVICES TO MIAMI BEACH; AND AUTHORIZING A LUMP-SUM PAYMENT, AS SEED FUNDING, UTILIZING FUNDS AVAILABLE IN THE FY 2003-04 PARKING ENTERPRISE PROFESSIONAL SERVICES ACCOUNT.

WHEREAS, the Miami Beach Transportation Management Association (MBTMA) is a public-private, non-profit 501(c)(4) organization that was specifically established to develop, coordinate, and implement transportation demand management (TDM) services to Miami Beach; and

WHEREAS, since MBTMA's inception in 1996, the City and the Florida Department of Transportation (FDOT), under separate agreements with MBTMA, have provided the funds needed for the annual MBTMA operating budget; and

WHEREAS, the City provides the "seed funding" needed for MBTMA to perform the above-mentioned services, while the FDOT contribution is made available to MBTMA after the fact, via the reimbursement method; and

WHEREAS, in consideration for the services to be provided by MBTMA, pursuant to the attached Professional Services Agreement, the City wishes to provide for its annual lump-sum contribution, in the amount of \$50,000.

NOW, THEREFORE, BE IT RESOLVED BY THE MAYOR AND CITY COMMISSION OF THE CITY OF MIAMI BEACH, FLORIDA, that the Mayor and City Commission hereby authorize the Mayor and City Clerk to execute a Professional Services Agreement with the Miami Beach Transportation Management Association (MBTMA), in the amount of \$50,000, to provide transportation demand management (TDM) services to Miami Beach; and authorize a lump-sum payment, as seed funding, utilizing funds available in the FY 2003-04 Parking Enterprise Professional Services account.

PASSED AND APPROVED this the _____ day of _____, 2003.


ATTEST:

MAYOR

CITY CLERK

**APPROVED AS TO
FORM & LANGUAGE
& FOR EXECUTION**

F:\WORK\STRAVAMELIA\MBTMAagree.0304.doc



City Attorney

9-11-03

Date

PROFESSIONAL SERVICES AGREEMENT
BETWEEN THE CITY OF MIAMI BEACH
AND THE
MIAMI BEACH TRANSPORTATION MANAGEMENT ASSOCIATION (MBTMA)
FOR THE PROVISION OF
TRANSPORTATION DEMAND MANAGEMENT SERVICES DURING FY 2003-04

THIS AGREEMENT made and entered into this ____ day of _____, 2003, by and between the **CITY OF MIAMI BEACH, FLORIDA** (hereinafter referred to as City), having its principal offices at 1700 Convention Center Drive, Miami Beach, Florida, 33139 and the **MIAMI BEACH TRANSPORTATION MANAGEMENT ASSOCIATION-MBTMA** (hereinafter referred to as Consultant), a non-profit, public-private 501(c)(4) organization, which address is 777 41st Street, Suite 330, Miami Beach, Florida 33140.

SECTION 1
DEFINITIONS

Agreement:	This written Professional Services Agreement between the City and Consultant.
City Manager:	The Chief Administrative Officer of the City.
Consultant:	For the purposes of this Agreement, Consultant shall be deemed to be an independent contractor, and not an agent or employee of the City.
Services:	All services, work and actions by the Consultant performed pursuant to or undertaken under this Agreement, as described in Section 2.
Project Coordinator:	An individual designated by the City to coordinate, direct and review on behalf of the City all technical matters involved in the Services.
Fixed Fee:	Fixed amount paid to the Consultant to cover the costs of the Services.
Risk Manager:	The Risk Manager of the City, with offices at 1700 Convention Center Drive, Third Floor, Miami Beach, Florida 33139, telephone number (305) 673-7000, Ext. 6435, and fax number (305) 673-7023.

SECTION 2

SCOPE OF WORK

The scope of work to be performed by Consultant is set forth in Exhibit "A," entitled "Scope of Services" (Services).

SECTION 3

COMPENSATION

3.1 FIXED FEE

Consultant shall be compensated for the Services to be provided herein in an amount not to exceed Fifty Thousand and 00/100 Dollars (\$50,000), for the Services set forth in Exhibit "A" hereto. All funds issued by the City to Consultant shall be placed by Consultant in an account designated solely and exclusively for the operation and administration of transportation demand management (TDM) services, other than the Electrowave Shuttle Project.

3.2 METHOD OF PAYMENT

One lump-sum payment shall be made to the Consultant after execution of this Agreement, which effective date is October 1, 2003. Consultant shall be required to submit monthly reports and other submissions which detail the Consultant's work performed each month, as set forth in Exhibit "A".

SECTION 4

GENERAL PROVISIONS

4.1 RESPONSIBILITY OF THE CONSULTANT

Consultant shall exercise that degree of skill, care, efficiency and diligence normally exercised by recognized professionals with respect to the performance of comparable Services. In its performance of the Services, Consultant shall comply with all applicable laws and ordinances, including but not limited to, applicable regulations of the City, County, State, Federal Government, ADA, EEO Regulations and Guidelines.

4.2 PUBLIC ENTITY CRIMES

State of Florida Form PUR 7068, Sworn Statement under Section 287.133(3)(a) Florida Statute on Public Entity Crimes shall be filed with the City's Procurement Division.

4.4 PROJECT MANAGEMENT

The Consultant shall appoint a qualified individual acceptable to the City to serve as Project Manager for the Services, who shall be fully responsible for the day-to-day activities under this Agreement and who shall serve as the primary contact for the City's Project Coordinator.

4.5 DURATION AND EXTENT OF AGREEMENT

The term of this Agreement shall be for a period of twelve (12) months, commencing on October 1, 2003, and ending September 30, 2004. Funding for any additional term(s) shall be approved by the City and be contingent upon a favorable evaluation of the MBTMA by the City and the Florida Department of Transportation (FDOT). Notwithstanding the aforesaid language, however, the City shall have no future obligation to renew this Agreement beyond the twelve-month term set forth herein.

4.6 TIME OF COMPLETION

The Services to be rendered by the Consultant will commence on October 1, 2003, and will continue the services that the Consultant has been developing and implementing for the City, since the execution of the first Agreement with the City, which was effective January 1, 1996. Consultant shall adhere to a completion schedule, if so determined by the City and Consultant.

4.7 OWNERSHIP OF DOCUMENTS AND EQUIPMENT

All documents prepared by the Consultant pursuant to this Agreement are related exclusively to the Services described herein, and are intended or represented for ownership by the City. Any reuse by Consultant or the parties shall be approved in writing by the City.

4.8 INDEMNIFICATION

Consultant agrees to indemnify and hold harmless the City of Miami Beach and its officers, employees and agents, from and against any and all actions, claims, liabilities, losses, and expenses, including, but not limited to, attorneys' fees, for personal, economic or bodily

injury, wrongful death, loss of or damage to property, at law or in equity, which may arise or be alleged to have arisen from the negligent acts, errors, omissions or other wrongful conduct of the Consultant, its employees, agents, sub-consultants, or any other person or entity acting under Consultant's control, in connection with the Consultant's performance of the Services pursuant to this Agreement; and to that extent, the Consultant shall pay all such claims and losses and shall pay all such costs and judgments which may issue from any lawsuit arising from such claims and losses, and shall pay all costs and attorneys' fees expended by the City in the defense of such claims and losses, including appeals. The parties agree that one percent (1%) of the total compensation to the Consultant for performance of the Services under this Agreement is the specific consideration from the City to the Consultant for the Consultant's Indemnity Agreement.

The Consultant's obligation under this Subsection shall not include the obligation to indemnify the City of Miami Beach and its officers, employees and agents, from and against any actions or claims proximately resulting from negligent acts or omissions or other wrongful conduct of the City and its officers, employees and agents. The parties each agree to give the other party prompt written notice of any claim coming to its knowledge that in any way directly or indirectly affects the other party.

4.9 INSURANCE REQUIREMENTS

The Consultant shall not commence any work pursuant to this Agreement until all insurance required under this Subsection has been obtained and such insurance has been approved by the City's Risk Manager. The Consultant shall maintain and carry in full force during the term of this Agreement and throughout the duration of the work the following insurance:

1. Professional General Liability in the amount of \$1,000,000.00.
2. Workers Compensation & Employers Liability, as required pursuant to Florida statute.

All policies are subject to the following provisions:

All insurance must be furnished by insurance companies authorized to do business in the State of Florida and approved by the City's Risk Manager. The City must be named as an additional insured. Original certificates of insurance for the above mentioned coverages, or any other form of insurance as may be required by the City or the City designee, must be submitted to the City's Risk Manager for approval prior to any work commencing. These

certificates will be kept on file in the office of the Risk Manager, 3rd Floor, City Hall. The Consultant is responsible for obtaining and submitting all insurance certificates for their consultants. Thirty (30) days written notice of cancellation or substantial modification in the insurance coverage must be given to the City's Risk Manager by the Consultant and its insurance company.

All insurance policies must be issued by companies authorized to do business under the laws of the State of Florida. The companies must be rated no less than "B+" as to management and not less than "Class VI" as to strength by the latest edition of Best's Insurance Guide, published by A.M. Best Company, Oldwick, New Jersey, or its equivalent, subject to the approval of the City's Risk Manager.

Compliance with the foregoing requirements shall not relieve the Consultant of the liabilities and obligations under this Subsection or under any other portion of this Agreement, and the City shall have the right to obtain from the Consultant specimen copies of the insurance policies in the event that submitted certificates of insurance are inadequate to ascertain compliance with required coverage.

4.9.1 ENDORSEMENTS

All of Consultant's certificates, above, shall contain endorsements providing that written notice shall be given to the City at least thirty (30) days prior to termination, cancellation or reduction in coverage in the policy.

4.9.2 CERTIFICATES

Unless directed by the City otherwise, the Consultant shall not commence the Services until the City has received and approved, in writing, certificates of insurance showing that the requirements of this Subsection (in its entirety) have been met and provided for.

4.10 TERMINATION, SUSPENSION AND SANCTIONS

4.10.1 Termination for Cause

If the Consultant shall fail to fulfill in a timely manner, or otherwise violate any of the covenants, agreements, or stipulations material to this Agreement, the City shall thereupon have the right to terminate the Services then remaining to be performed. Prior to exercising its option to terminate for cause, the City shall notify the Consultant of its violation of the particular terms of this Agreement and shall grant Consultant ten (10) days to cure such

default. If such default remains uncured after (10) days, the City, upon seven (7) days notice to Consultant, may terminate this Agreement and the City shall be fully discharged from any and all liabilities, duties and terms arising out of/or by virtue of this Agreement.

In that event, all finished and unfinished documents, data, studies, surveys, drawings, maps, models, photographs, reports and other work products prepared by the Consultant and its subcontractors shall be properly assembled and delivered to the City at the Consultant's sole cost and expense. Consultant shall be paid for any Services satisfactorily performed up to the date of termination.

Notwithstanding the above, the Consultant shall not be relieved of liability to the City for damages sustained by the City by any breach of the Agreement by the Consultant. The City, at its sole option and discretion, shall additionally be entitled to bring any and all legal/equitable actions that it deems to be in its best interest in order to enforce the City's right and remedies against the defaulting party. The City shall be entitled to recover all costs of such actions, including reasonable attorney's fees. **To the extent allowed by law, the defaulting party waives its right to jury trial and its right to bring permissive counter claims against the City in any such action.**

4.10.2 Termination for Convenience of City

THE CITY MAY, FOR ITS CONVENIENCE AND WITHOUT CAUSE, TERMINATE THE SERVICES THEN REMAINING TO BE PERFORMED AT ANY TIME DURING THE TERM HEREOF BY GIVING WRITTEN NOTICE TO CONSULTANT OF SUCH TERMINATION, WHICH SHALL BECOME EFFECTIVE SEVEN (7) DAYS FOLLOWING RECEIPT BY THE CONSULTANT OF THE WRITTEN TERMINATION NOTICE. IN THAT EVENT, ALL FINISHED OR UNFINISHED DOCUMENTS AND OTHER MATERIALS, AS DESCRIBED IN SECTION 2 AND IN EXHIBIT "A" SHALL BE PROPERLY ASSEMBLED AND DELIVERED TO THE CITY AT CONSULTANT'S SOLE COST AND EXPENSE. IF THE AGREEMENT IS TERMINATED BY THE CITY, AS PROVIDED IN THIS SUBSECTION, CONSULTANT SHALL RETURN TO THE CITY A PROPORTION OF THE \$50,000 IN FUNDS THAT WILL BE FRONTED BY THE CITY TO THE CONSULTANT, AS A LUMP-SUM AMOUNT.

4.10.3 Termination for Insolvency

The City also reserves the right to terminate the remaining Services to be performed in the event the Consultant is placed either in voluntary or involuntary bankruptcy or makes an assignment for the benefit of creditors. In such event, the right and obligations for the parties shall be the same as provided for in Section 4.10.2.

4.10.4 Sanctions for Noncompliance with Nondiscrimination Provisions

In the event of the Consultant's noncompliance with the nondiscrimination provisions of this Agreement, the City shall impose such sanctions as the City or the State of Florida may determine to be appropriate, including but not limited to, withholding of payments to the Consultant under the Agreement until the Consultant complies and/or cancellation, termination or suspension of the Services. In the event the City cancels or terminates the Services pursuant to this Subsection the rights and obligations of the parties shall be the same as provided in Section 4.10.2.

4.10.5 Changes and Additions

This Agreement shall only be modified, changed or amended by an instrument of equal dignity, executed by the officers and agents duly authorized by each respective party.

4.11 AUDIT AND INSPECTIONS

At any time during normal business hours and as often as the City may deem necessary, there shall be made available to the City and/or such representatives as the City may deem to act on its behalf, to audit, examine and make audits of all contracts, invoices, materials, payrolls, records of personnel, conditions of employment and other data relating to all matters covered by this Agreement. Consultant shall maintain any and all records necessary to document compliance with the provisions of this Agreement.

4.12 ACCESS TO RECORDS

Consultant agrees to allow access during normal business hours to all financial records to the City and/or such authorized representatives as it may deem to act on its behalf, and agrees to provide such assistance as may be necessary to facilitate financial audit by the City or its representatives when deemed necessary to insure compliance with applicable accounting and financial standards. Consultant shall allow access during normal business hours to all other records, forms, files, and documents which have been generated in performance of this Agreement, to those personnel as may be designated by the City.

4.13 ASSIGNMENT, TRANSFER OR SUBCONTRACTING

The Consultant shall not subcontract, assign, or transfer any work under this Agreement without the prior written consent of the City.

4.14 SUB-CONSULTANTS

The Consultant shall be liable for the Consultant's services, responsibilities and liabilities under this Agreement and the services, responsibilities and liabilities of sub-consultants, and any other person or entity acting under the direction or controls of the Consultant. When the term "Consultant" is used in this Agreement, it shall be deemed to include any sub-consultants and any other person or entity acting under the direction or control of Consultant. All sub-consultants must be approved in writing prior to their engagement by Consultant.

4.15 EQUAL EMPLOYMENT OPPORTUNITY

In connection with the performance of this Agreement, the Consultant shall not discriminate against any employee or applicant for employment because of race, color, religion, ancestry, sex, age, national origin, place of birth, marital status, or physical handicap. The Consultant shall take affirmative action to ensure that applicants are employed and that employees are treated during their employment without regard to their race, color, religion, ancestry, sex, age, national origin, place of birth, marital status, disability, or sexual orientation. Such action shall include, but not be limited to the following: employment, upgrading, demotion, or termination; recruitment or recruitment advertising; layoff or termination; rates of pay, or other forms of compensation; and selection for training, including apprenticeship.

4.16 CONFLICT OF INTEREST

The Consultant agrees to adhere to and be governed by the Metropolitan Miami-Dade County Conflict of Interest Ordinance (No. 72-82), as amended; and by the City of Miami Beach Charter and Code, which are incorporated by reference herein as if fully set forth herein, in connection with the Agreement conditions hereunder.

The Consultant covenants that it presently has no interest and shall not acquire any interest, direct or indirectly which should conflict in any manner or degree with the performance of the Services. The Consultant further covenants that in the performance of this Agreement, no person having any such interest has been employed by the Consultant. No member of or delegate to the Congress of the United States shall be admitted to any share or part of this Agreement or to any benefits arising therefrom.

4.17 PATENT RIGHTS; COPYRIGHTS; CONFIDENTIAL FINDINGS

Any patentable result arising out of this Agreement, as well as all information, design specifications, processes, data and findings, shall be made available to the City for public use.

No reports, other documents, articles or devices produced in whole or in part under this Agreement shall be the subject of any application for copyright or patent by or on behalf of the Consultant or its employees or subcontractors.

2.18 NOTICES

All communications relating to the day-to-day activities shall be exchanged between the Project Manager/Maintenance Manager appointed by Consultant and the Project Manager designated by the City. The Consultant's Project Manager and the City's Project Coordinator shall be designated promptly upon commencement of the Services.

All other notices and communications in writing required or permitted hereunder may be delivered personally to the representatives of the Consultant and the City listed below or may be mailed by registered mail, postage prepaid (or airmailed if addressed to an address outside of the city of dispatch).

Until changed by notice in writing, all such notices and communications shall be addressed as follows:

TO CONSULTANT: Miami Beach Transportation Management Association (MBTMA)
Judy I. Evans, Executive Director
777 41st Street, Suite 330
Miami Beach, Florida 33140
(305) 535-9160
(305) 535-9157 – fax
mbtma@earthlink.net

TO CITY: City of Miami Beach
Fred H. Beckmann, Director
Director of Public Works
1700 Convention Center Drive, 4th Floor
Miami Beach, FL 33139
(305) 673-7000, Ext. 6922
FredBeckmann@miamibeachfl.gov

WITH COPIES TO: Office of the City Attorney
Attn: Murray H. Dubbin
City of Miami Beach
1700 Convention Center Drive
Miami Beach, FL 33139

Notices hereunder shall be effective:

If delivered personally, on delivery; if mailed to an address in the city of dispatch, on the day following the date mailed; and if mailed to an address outside the city of dispatch on the seventh day following the date mailed.

4.19 LITIGATION JURISDICTION/VENUE

This Agreement shall be enforceable in Miami-Dade County, Florida, and if legal action is necessary by either party with respect to the enforcement of any or all of the terms or conditions herein, exclusive venue for the enforcement of same shall lie in Miami-Dade County, Florida.

4.20 ENTIRETY OF AGREEMENT

This writing and the Services embody the entire Agreement and understanding between the parties hereto, and there are no other agreements and understandings, oral or written with reference to the subject matter hereof that are not merged herein and superseded hereby. The Services and the Proposal Documents are hereby incorporated by reference into this Agreement.

No alteration, change, or modification of the terms of this Agreement shall be valid unless amended in writing, signed by both parties hereto, and approved by the City Commission of the City of Miami Beach.

This Agreement shall be governed by and construed according to the laws of the State of Florida.

4.21 LIMITATION OF CITY'S LIABILITY

The City desires to enter into this Agreement only if in so doing the City can place a limit on the City's liability for any cause of action for money damages due to an alleged breach by the City of this Agreement, so that its liability for any such breach never exceeds the sum of \$10,000. Consultant hereby expresses its willingness to enter into this Agreement with Consultant's recovery from the City for any damage action for breach of contract to be limited to a maximum amount of \$10,000.

Accordingly, and notwithstanding any other term or condition of this Agreement, Consultant hereby agrees that the City shall not be liable to the Consultant for damages in an amount in excess of \$10,000 for any action or claim for breach of contract arising out of the performance or non-performance of any obligations imposed upon the City by this Agreement. Nothing contained in this paragraph or elsewhere in this Agreement is in any way intended to be a waiver of the limitation placed upon the City's liability as set forth in Section 768.28, Florida Statutes.

IN WITNESS WHEREOF, the parties hereto have caused this Agreement to be executed by their appropriate officials, as of the date first entered above.

FOR CITY:

CITY OF MIAMI BEACH, FLORIDA

ATTEST:

By:

City Clerk

Mayor

FOR CONSULTANT:

FOR MBTMA:

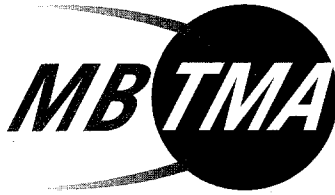
ATTEST:

By:

Executive Director

President, MBTMA Board of Directors

Corporate Seal



2004 MIAMI BEACH TMA WORK PROGRAM

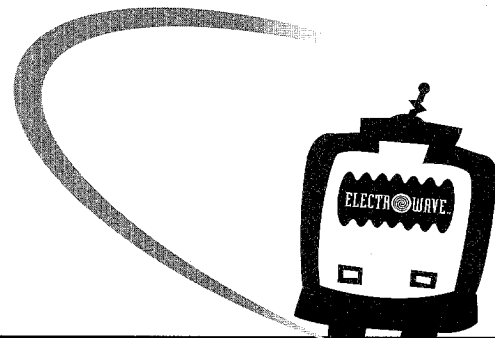
Submitted by

The Miami Beach Transportation Management Association, Inc.
Judy I. Evans, Executive Director
Rebecca Schwartz, Associate Director

for

Florida Department of Transportation
District Six

September 2003



Miami Beach Transportation Management Association, Inc.

777 41st Street, Suite 330 Miami Beach, FL 33140 • p. 305.535.9160 • f. 305.535.9157 • mbtma@earthlink.net

2003 MIAMI BEACH TMA WORK PROGRAM

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2004 MIAMI BEACH TMA WORK PROGRAM

OBJECTIVE A: MAINTAIN AN EFFECTIVE TMA ORGANIZATIONAL STRUCTURE

Task Number and Title:

1. Provide a financial structure for the TMA

Objectives:

- ▶ Implement and manage the TMA's budget for FY 2003/04
- ▶ Monitor the TMA's financial progress
- ▶ Execute and monitor all agreements with funding agencies

Previous Work:

- The TMA continues to work closely with an accountant and auditor to assure all accounts and accounting methods are correct as well as with representatives from the various funding agencies insuring all requirements are met.

Methodology:

- ▶ Update account status weekly using both the checkbook and Quick Books™
- ▶ Provide information on a monthly basis to accountant
- ▶ Work with auditor and accountant
- ▶ Work with representatives from various funding agencies
- ▶ Invoice respective funding agencies on monthly/quarterly basis

End Product(s):

- A fiscally sound budget, a clean audit, a balanced checkbook, and satisfactorily meeting all funding agency requirements.

Work Schedule:

Start Date: October 1, 2003
End Date: September 30, 2004

2004 MIAMI BEACH TMA WORK PROGRAM

OBJECTIVE A: MAINTAIN AN EFFECTIVE TMA ORGANIZATIONAL STRUCTURE

Task Number and Title:

2. Develop a *Work Plan* for the TMA

Objectives:

- ▶ Create Work Plan for FY 2004/05
- ▶ Develop year long attainable goals
- ▶ Determine activities which will meet the goals
- ▶ Determine financial structure/resources

Previous Work:

- The TMA has continued to implement plans and meet goals set forth in prior Work Plans.

Methodology:

- ▶ Review past Work Plans
- ▶ Assess future development of TMA
- ▶ Meet with staff and board members to determine goals and activities

End Product(s):

- A comprehensive Work Plan for the TMA which includes strong pro-active involvement of Board members and staff and will promote and support the future of the TMA.

Work Schedule:

Start Date: October 1, 2003
End Date: September 30, 2004

2004 MIAMI BEACH TMA WORK PROGRAM

OBJECTIVE A: MAINTAIN AN EFFECTIVE TMA ORGANIZATIONAL STRUCTURE

Task Number and Title:

3. Formulate membership structure.

Objectives:

- ▶ Develop an effective and diverse membership through outreach
- ▶ Encourage commitment and involvement by Board members

Previous Work:

- The TMA Board has grown to include representatives from other city-wide organizations and local businesses.

Methodology:

- ▶ Work with current Board members to recruit additional private-sector members
- ▶ Send letters and/or make calls to perspective members
- ▶ Market TMA's resources and services to business community to increase participation, membership and visibility

End Product(s):

- A strong pro-active Board of Directors who will promote and support the objectives and the goals of the TMA as well as the TMA staff.

Work Schedule:

Start Date: October 1, 2003
End Date: September 30, 2004

2004 MIAMI BEACH TMA WORK PROGRAM

OBJECTIVE B: DEVELOP BUSINESS COMMUNITY AWARENESS OF TRANSPORTATION ISSUES & TMA ACTIVITIES AND SERVICES

Task Number and Title:

1. Disseminate accurate transportation related information to the community.

Objectives:

- ▶ Serve as an information clearinghouse on local, state and national transportation related issues, programs and activities for area employers, developers, property owners, and residents
- ▶ Print & distribute TMA newsletter on an annual basis to the community
- ▶ Solicit media coverage of TMA related projects and local transportation services by issuing press releases and invitations to such events
- ▶ Host and/or participate in workshops and/or seminars on local/regional transportation related issues relevant to the local business and residential community (try to hold/participate in 2 or 3)

Previous Work:

- The TMA continues to provide the entire community (business and residential) with access to all relevant transportation issues.

Methodology:

- ▶ Compile and review all transportation related information for relevance to the community
- ▶ Meet with community representatives and City/State officials to discuss workshop/seminar topics
- ▶ Develop, create and publish TMA newsletter
- ▶ Develop relationships with residents and business leaders

End Product(s):

- The entire community shall be aware of all relevant transportation issues based on the community wide meetings and workshops the TMA participates in or directs, as well as on media spotlights of these and other TMA events.

Work Schedule:

Start Date: October 1, 2003
End Date: September 30, 2004

2004 MIAMI BEACH TMA WORK PROGRAM

OBJECTIVE B: DEVELOP BUSINESS COMMUNITY AWARENESS OF TRANSPORTATION ISSUES & TMA ACTIVITIES AND SERVICES

Task Number and Title:

2. Inform and educate the business community on the activities and services the MBTMA can provide to them.

Objectives:

- ▶ Develop community based programs and events linked to car pooling, van pooling, area shuttle service, local transit services, and bikeways (try to develop 2 or 3)
- ▶ Coordinate & host "Transportation Days" at employment sites with South Florida Commuter Services (try to hold one a month)
- ▶ Increase community awareness of alternative modes of transportation and other financial benefits to employers/employees
- ▶ Produce and distribute generalized marketing materials encouraging and promoting ridesharing

Previous Work:

- The TMA continues to educate and serve the business community (which includes employers and employees).

Methodology:

- ▶ Meet with local business representatives (primarily hotel/motel managers in Miami Beach) (through networking at association and community events)
- ▶ Coordinate and conduct employee surveys, workshops, and "Transportation Days" at employment sites
- ▶ Conduct workshops or meetings to educate and inform employers and employees on ridesharing alternatives and the benefits both financially and environmentally

End Product(s):

- Increased awareness and use - by the business community - of car pooling, van pooling, public transit (along with the other benefits enjoyed by both employers & employees) as offered by the TMA (in conjunction with South Florida Commuter Services).

Work Schedule:

Start Date: October 1, 2003
End Date: September 30, 2004

2004 MIAMI BEACH TMA WORK PROGRAM

**OBJECTIVE C: REDUCE DRIVE ALONE COMMUTING AMONG MIAMI BEACH
EMPLOYEES, DEVELOPERS AND BUSINESSES BY
ENCOURAGING IMPLEMENTATION OF TDM STRATEGIES**

Task Number and Title:

1. Develop, promote and implement more TDM programs and strategies which will
reduce drive alone commuting in Miami Beach.

Objectives:

- ▶ Customize a program of TDM strategies using survey results from targeted employment sites
- ▶ Work with current and potential developers to develop TDM programs and strategies that will be offered as part of their employee package
- ▶ Assist employers implementing these TDM programs and provide follow-up assurance
- ▶ Host "Transportation Day" events at employment sites using the information packets and presentations designed to encourage TDM programs and strategies

Previous Work:

- The TMA continues to promote and encourage employers to use TDM strategies.

Methodology:

- ▶ Identify existing and potential employers who need (more than others) to encourage ridesharing and other TDM strategies due to lack of employee parking
- ▶ Survey employees at targeted employment sites to identify potential for vehicle reduction programs
- ▶ Use the services provided by South Florida Commuter Services to facilitate these objectives

End Product(s):

- The TMA will successfully implement TDM programs in many of the employment sites (in Miami Beach) which were initially approached and surveyed, thus reducing drive-alone commuting. In addition, TMA will encourage developers to have employee TDM programs in place.

Work Schedule:

Start Date: October 1, 2003
End Date: September 30, 2004

2004 MIAMI BEACH TMA WORK PROGRAM

OBJECTIVE D: OFFER "SPECIAL" TDM SERVICES

Task Number and Title:

1. Promote the "Emergency Ride Home" program and other ridesharing benefits offered through South Florida Commuter Services.

Objectives:

- ▶ Educate and inform TMA members on the benefits of the Emergency Ride Home program and on the other benefits such as tax incentives for both employees and employers
- ▶ Encourage TMA members to use these benefits offered by the TMA as incentives for ridesharing

Previous Work:

- The TMA continues to promote and encourage ridesharing and all the subsequent benefits (i.e., Emergency Ride Home program and tax incentives) to all members.

Methodology:

- ▶ Discuss the Emergency Ride Home program and other ridesharing benefits during at least one workshop/seminar
- ▶ Use members to initiate discussions with other interested parties who are not members

End Product(s):

- All members (and their associates) will be knowledgeable about and interested in the Emergency Ride Home program and other ridesharing/commuter benefits.

Work Schedule:

Start Date: October 1, 2003
End Date: September 30, 2004

2004 MIAMI BEACH TMA WORK PROGRAM

OBJECTIVE D: OFFER "SPECIAL" TDM SERVICES

Task Number and Title:

2. Develop and implement a special "Transit Pass Discount Fare" for commuters who use transit - in cooperation with Miami-Dade Transit.

Objectives:

- ▶ Educate and inform TMA members about the benefits of using transit
- ▶ Continue partnership with Miami-Dade Transit (developing and modifying special discount fare)
- ▶ Promote a special discount fare for transit riders (other than senior citizens who can now ride for free)
- ▶ Offer and encourage TMA members to use this special discount as an incentive to encourage their own employees to use transit services

Previous Work:

- The TMA continues to promote and encourage use of public transportation services.

Methodology:

- ▶ Identify and estimate the number of people who currently use transit and the number of people who would use it if there was a special discount fare (with the assistance of Miami-Dade Transit)
- ▶ Work closely with Miami-Dade Transit
- ▶ Hold several workshops/seminars within the community to discuss this issue
- ▶ Use members to initiate discussions with other interested parties who are not members

End Product(s):

- Miami Beach TMA and Miami-Dade Transit will form unique partnership in order to provide a special "Transit Pass Discount Fare" to commuters who use transit.

Work Schedule:

Start Date: October 1, 2003
End Date: September 30, 2004

2004 MIAMI BEACH TMA WORK PROGRAM

OBJECTIVE D: OFFER "SPECIAL" TDM SERVICES

Task Number and Title:

3. Provide special "Preferential Parking" to commuters who choose to van pool or car pool - in cooperation with the Miami Beach Parking Department.

Objectives:

- ▶ Educate and inform TMA members about this benefit of ridesharing
- ▶ Promote car pools, van pools and the benefits of both
- ▶ Offer and encourage TMA members to use this special "preferential parking" as an incentive to encourage their own employees to car pool and van pool

Previous Work:

- The TMA continues to promote and encourage car pooling and van pooling.

Methodology:

- ▶ Meet with employer members to propose and promote this to their employees
- ▶ Work closely with the Miami Beach Parking Department
- ▶ Participate in or host workshops/seminars within the community to discuss this issue
- ▶ Use members to initiate discussions with other interested parties who are not members

End Product(s):

- "Preferential Parking" (ability to park closer to employment entrance) will be a definite benefit for those employees who choose to participate in car pools or van pools.

Work Schedule:

Start Date: October 1, 2003
End Date: September 30, 2004

2004 MIAMI BEACH TMA WORK PROGRAM

OBJECTIVE D: OFFER "SPECIAL" TDM SERVICES

Task Number and Title:

4. Plan and develop a special transportation/parking program with the hotels for their guests.

Objectives:

- ▶ Educate South Beach hotels, convention & visitor centers, Chamber of Commerce about the benefits of creating a program that would encourage hotel guests to leave their vehicle at the hotel for the duration of their trip (or not bring one at all) and use public transportation to get around the area
- ▶ Form a unique partnership with the local hotel representatives
- ▶ Promote this program

Previous Work:

- The TMA continues to promote and encourage programs which reduce vehicular traffic by tourists and visitors.

Methodology:

- ▶ Identify and estimate the number of guests who currently use public transit and the number of guests who would use it more if there was a special program in place
- ▶ Determine best ways to implement the program while making it easy for guests to use/understand
- ▶ Provide promotional materials
- ▶ Work closely with the hotel representatives
- ▶ Hold several workshops/seminars within the hotel community to discuss this issue
- ▶ Use members to initiate discussions with other interested parties who are not members

End Product(s):

- A unique program between the TMA and local hoteliers which will promote public transportation and reduce vehicular traffic (by tourists/visitors) in South Beach (and which should be copied in other tourist neighborhoods!).

Work Schedule:

Start Date: October 1, 2003
End Date: September 30, 2004

2004 MIAMI BEACH TMA WORK PROGRAM

OBJECTIVE E: PROGRAM IMPLEMENTATION

Task Number and Title:

1. Market and promote revitalized shuttle service.

Objectives:

- ▶ Distribute shuttle route maps to all businesses, hotels and tourist venues in South Beach
- ▶ Create new look/name for revitalized shuttle service
- ▶ Provide information on park & ride locations

Previous Work:

- The TMA has previously been responsible for all aspects of the shuttle system - including the marketing and promotion of the service.

Methodology:

- ▶ Provide hoteliers and tourist venues with shuttle route maps to hand out to their visitors
- ▶ Encourage visitors to use the service while in the South Beach area
- ▶ Provide shuttle passes to tourists/visitors, as well as attendees at Convention Center conferences and at special events (upon request) at lower costs thus promoting public transportation and limiting the number of cars on the streets here

End Product(s):

- The TMA will introduce a "new" revitalized shuttle system which will see increased ridership (fewer cars on the street) as a result of the promotion of the service and saturation of shuttle route maps around the City. The TMA will continue to oversee all aspects of the shuttle system.

Work Schedule:

Start Date: October 1, 2003
End Date: September 30, 2004

2004 MIAMI BEACH TMA WORK PROGRAM

OBJECTIVE E: PROGRAM IMPLEMENTATION

Task Number and Title:

2. Produce new shuttle route map signs for placement along route.

Objectives:

- ▶ Create, print and post shuttle route map signs for revised shuttle system by Fall/Winter 2003
- ▶ Signage shall include locations of park & ride lots situated along shuttle route
- ▶ Signage shall include information potential passengers may need ("you are here" stamp; shuttle route; shuttle stops; points of interest within route area; and City of Miami Beach Tourist Hotline number)

Previous Work:

- The TMA has continuously produced and distributed shuttle system maps with all relevant information.

Methodology:

- ▶ Identify company that manufactures product used to display map as signage on street (i.e. laminate type; anti-graffiti products; all weather products...)
- ▶ Identify locations for placement of signage
- ▶ Work with Parking Department and Miami-Dade Transit for assistance and direction with placement of signage

End Product(s):

- Signage identifying the revised shuttle system route and stops, park & ride information and other information relevant for passenger use. (by Fall/Winter 2003)

Work Schedule:

Start Date: October 1, 2003
End Date: September 30, 2004

2004 MIAMI BEACH TMA WORK PROGRAM

OBJECTIVE E: PROGRAM IMPLEMENTATION

Task Number and Title:

3. Evaluate and monitor progress of programs and projects stated in Work Plan.

Objectives:

- ▶ Ensure that objectives stated in Work Plan are being met
- ▶ Adjust objectives (and programs and services) as necessary

Previous Work:

- The TMA has continued to meet the goals set forth in the Work Plans.

Methodology:

- ▶ Review objectives and goals on a quarterly basis
- ▶ Meet with TMA staff to discuss progress and results

End Product(s):

- An organization which has fulfilled all of or the majority of the goals and objectives set forth in the Work Plan.

Work Schedule:

Start Date: October 1, 2003
End Date: September 30, 2004

2004 MIAMI BEACH TMA WORK PROGRAM

OBJECTIVE F: ADVOCATE AND SUPPORT IMPROVEMENTS AND ENHANCEMENTS TO LOCAL AND REGIONAL TRANSPORTATION SERVICES AND FACILITIES PLANNING AGENCIES

Task Number and Title:

1. Participate in activities/programs both locally and regionally in which transportation services/programs play an essential role.

Objectives:

- ▶ Promote TMA's services at all governmental levels (city, county, state) when possible
- ▶ Ensure that TDM measures are reflected and considered in all current and future growth and development plans for/in the City
- ▶ Represent members' interests at City, County and State transportation, parking and other related meetings
- ▶ Coordinate all transportation services for the City during special events (ie: New Year's Eve; Memorial Day Weekend; July 4th) and at other times when requested

Previous Work:

- The TMA continues to be involved in supporting/advocating the development and planning of transportation activities and services both locally and regionally.

Methodology:

- ▶ Attend monthly meetings of the City's Parking & Transportation Advisory Committee (as Committee member)
- ▶ Attend other transportation related task force meetings and community meetings when requested
- ▶ Attend regional TMA meetings both quarterly and annually
- ▶ Attend meetings in which the City administration is involved in planning special events (to be held in the Miami Beach)

End Product(s):

- Local and regional transportation services and facilities planning agencies will become more dependent on the services provided by the TMA.

Work Schedule:

Start Date: October 1, 2003
End Date: September 30, 2004

Appendix A

2003 MIAMI BEACH TMA WORK PROGRAM

SUMMARY OF TASKS & GOALS

	TASK	GOAL	GOAL TIME LINE	GOAL COMPLETED
1	A2	Create Work Plan 2003/04	September 2003	September 2003
2	B1	Create & distribute TMA Newsletter	Quarterly (3/03; 6/03; 9/03; 12/03)	
3	B1	Host workshops/seminars on transportation issues relevant to local business/residents	Two (2) (Winter & Spring 2003)	Winter & Spring 2003 – Participate in CMB Workshop on Bay Link & ELECTROWAVE
4	B2	Develop community based programs &/or events linked to ridesharing and other alternative modes of transportation	Two (2) (Parking Dept.) (Area Hotels)	*LNR = 3 van pools *Fontainebleau Hotel = employee tax incentives; sell MDT passes *ELECTROWAVE = 534,000+ riders *Special Events park & ride = (10,000 riders)
5	B2	Host "Transportation Days" at employment sites	Ten (10) (One every 5-6 weeks)	15 "Transportation Days" at various hotels and businesses
6	D2	Promote special discount fare with Miami-Dade Transit	September 2003	Discussed at meetings w/ H R Directors; Fontainebleau sells MDT passes in bulk
7	E1	Create, print & distribute revised shuttle system maps	Spring 2003	Spring 2003 - Created maps Summer 2003 - Print & Distribute maps Fall & Winter 2003 - Continue distribution
8	E2	Create, print & post revised shuttle system maps as signage along route	Spring 2003	Spring 2003 - Create signage Summer 2003 - Print signage Fall 2003 - Post signage

Appendix B

2004 MIAMI BEACH TMA WORK PROGRAM

SUMMARY OF TASKS & GOALS

	TASK	GOAL	GOAL TIME LINE	GOAL COMPLETED
1	A2	Create Work Plan 2004/05	September 2004	
2	B1	Create & distribute TMA Newsletter	Annually (12/04)	
3	B1	Host workshops/seminars on transportation issues relevant to local business/residents	Two (2) (Winter & Spring 2004)	
4	B2	Develop community based programs &/or events linked to ridesharing and other alternative modes of transportation	Two (2)	
5	B2	Coordinate & host "Transportation Days" at employment sites	Ten (10) (One every 5-6 weeks)	
6	D2	Promote special discount fare with Miami-Dade Transit	Continuously	
7	E1	Distribute revised shuttle system maps; Market revitalized system; Develop new "look" and name for system	Fall 2003 / Winter 2004	
8	E2	Print & post revised shuttle system maps as signage along route	Fall 2003 / Winter 2004	
9				
10				

Appendix D

Miami Beach Transportation Management Association, Inc.

Board Members

(as of 4/03)

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(Independent member)

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(Represents: South Pointe Advisory Cmte)

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Directors

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Miami Beach Convention Center

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Mount Sinai Medical Center

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MBTMA Staff

Rebecca Schwartz, Associate Director
Jeff Bechdel, Marketing Director
Roz Zuccone, Administrative Assistant

MIAMI BEACH TRANSPORTATION MANAGEMENT ASSN., INC.
OPERATING BUDGET
(October 1, 2003 - September 30, 2004)

EXPENDITURES:

SALARIES:

Executive Director (20 hrs. Wkly.)	\$ 39,375
Associate Director (20 hrs. Wkly.)	29,261
Marketing Coordinator (20 hrs. Wkly.)	21,218
Clerical Support (20 hrs. Wkly.)	15,077
Temporary Hourly Special Project Support	6,000*
FRINGE BENEFITS:	<u>35,149</u>
TOTAL PAYROLL:	\$ 146,080

OPERATING:

Professional Development	\$ 1,500**
Travel (Local/Out of Area)	2,000***
Office Supplies	2,000
Postage	1,000
Rent (Office Space)	12,000
Equipment Maintenance (Copier, fax, typewriter, printers)	2,000
Telephone	4,000
Officer/Director Liability Insurance	2,500
Bi-Monthly Accounting Services	1,751
Annual Audit	1,750
Printing (Newsletter, special mail inserts)	<u>1,000****</u>
Sub-Total:	\$ 31,501

IN-KIND SERVICES*****

Marketing/Advertising of TMA Services	\$ 10,000
Board Meeting/Workshop Room Use - Convention Ctr.	2,500
Legal/Technical Support	30,000
Professional Support	<u>34,750</u>
Sub-Total:	\$ 77,250

OPERATING TOTAL: \$ 108,751

BUDGET TOTAL: \$ 254,831

- * No Benefits for Temporary Hourly Personnel
- ** Workshop Registration Fees (Assn. Commuter Transportation - National Conference, Southeastern Assn. Commuter Transportation - National and Regional TMA Summits - based on staff schedules and available funds.
- *** Airfare, hotel accommodations, ground transportation to attend above workshops
- **** Newsletter and inserts - donated distribution services
- ***** Donated Services (Documented)

**MIAMI BEACH
TRANSPORTATION MANAGEMENT ASSOCIATION, INC.
BUDGET SUMMARY
(October 1, 2003 - September 30, 2004)**

EXPENDITURES:

PAYROLL:	\$	146,080
OPERATING:		<u>108,751</u>
EXPENDITURE TOTAL:	\$	254,831

INCOME & SOURCES:

CITY OF MIAMI BEACH	\$	50,000
IN-KIND SERVICES		77,250*
FDOT		<u>127,581</u>
FUNDING TOTAL:	\$	254,831

NOTE: IT IS IMPORTANT TO UNDERSTAND THAT IN-KIND/DONATED SERVICES AND EQUIPMENT ARE CONSIDERED BY FDOT AS ACTUAL DOLLARS (DONATED SERVICES RECEIVED BY THE TMA THAT HAVE A DOLLAR VALUE BUT THE TMA IS NOT CHARGED FOR) THESE IN-KIND SERVICES GENERATE FUNDS FROM FDOT THAT WOULD OTHERWISE NOT BE AVAILABLE TO THE CITY FOR THE PROJECT.

*** Includes in-kind donations for board members and professional support time, marketing and advertising/publicity of tma, use of Convention Center conference room for meetings and workshops, volunteer staff time, legal and technical support services (documented), equipment and furniture.**

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**Miami Beach Redevelopment Agency- Special Meeting
Commission Chambers, 3rd Floor, City Hall
1700 Convention Center Drive
September 18, 2003**

Chairman of the Board David Dermer
Member of the Board Matti Herrera Bower
Member of the Board Simon Cruz
Member of the Board Luis R. Garcia, Jr.
Member of the Board Saul Gross
Member of the Board Jose Smith
Member of the Board Richard L. Steinberg

Executive Director Jorge M. Gonzalez
Assistant Director Christina M. Cuervo
Assistant Director Mayra Diaz Buttacavoli
General Counsel Murray H. Dubbin
Secretary Robert E. Parcher

AGENDA

1. ROLL CALL
2. OLD BUSINESS
3. NEW BUSINESS
 - A. A Resolution Adopting And Appropriating The Operating And Capital Budgets For The South Pointe And City Center Redevelopment Areas For Fiscal Years 2003/04. (Page 243)
 - B. A Resolution Appropriating \$4,275,438 In City Center Trust Fund Revenues Toward Water, Sewer, Storm Water, Streetscape And Related Infrastructure Improvements In The City Center And South Point Redevelopment Areas, As Well As To Fund Program Management Fees And Construction Management Fees Associated With Said Improvements. (Page 269)

End of RDA Agenda



HOW A PERSON MAY APPEAR BEFORE THE REDEVELOPMENT AGENCY OF THE CITY OF MIAMI BEACH, FLORIDA

The regularly scheduled meetings of the Redevelopment Agency are established by Resolution and are generally held on the same day the Miami Beach City Commission holds their regularly scheduled meetings. The Redevelopment Agency meetings commence at 10:00 a.m.

1. Jorge M. Gonzalez has been designated as the Agency's Executive Director.
Robert Parcher has been designated as the Agency's Secretary.
2. Person requesting placement of an item on the agenda must provide a written statement to the Agency Executive Director, 4th Floor, City Hall, 1700 Convention Center Drive, telephone 673-7285, outlining the subject matter of the proposed presentation. In order to determine whether or not the request can be handled administratively, an appointment will be set up to discuss the matter with a member of the Executive Director's staff. Procedurally, "Request for Agenda Consideration" will not be placed upon the Agency agenda until after Administrative staff review. Such review will ensure that the issue has been addressed in sufficient detail so that the Agency members may be fully apprised of the matter to be presented. Persons will be allowed three (3) minutes to make their presentation and will be limited to those subjects included in their written request. Such written requests must be received in the Executive Director's office no later than noon on Tuesday of the week prior to the scheduled Agency meeting to allow time for processing and inclusion in the agenda package.
3. Once an agenda for the Redevelopment Agency meeting is published, and a person wishes to speak on items listed on the agenda, he/she may call or come to the Agency Secretary's Office, 1st floor, City Hall, 1700 Convention Center Drive, telephone 673-7411, before 5:00 p.m., on the Tuesday prior to the Agency meeting and give their name, the agenda item to be discussed and, where known, the agenda item number.

Copies of the Agency agenda may be reviewed at the Agency's Secretary Office (City Clerk's Office) on the Monday prior to the Agency's regular meeting.

The complete agenda, with all backup material, is available for inspection on the Monday prior to the Agency meeting at the Agency Secretary office (City Clerk's Office).

4. All persons who have been listed by the Agency Secretary to speak on the agenda item in which they are specifically interested, will be allowed up to three (3) minutes to present their views.

Robert Parcher
Agency Secretary

March 7, 2001

REDEVELOPMENT AGENCY
COMMISSION ITEM SUMMARY



Condensed Title:

A resolution of the Chairman and Members of the Miami Beach Redevelopment Agency adopting operating and capital budgets for South Pointe and City Center Redevelopment Areas for Fiscal Years 2003/04.

Issue:

The proposed budgets for South Pointe and City Center Redevelopment Areas for Fiscal Year 03/04 have been prepared to coincide with the overall City budget process, and are being presented to assist in providing a comprehensive overview of the two districts.

Item Summary/Recommendation:

In order to address the existing and future obligations in the two Redevelopment Areas, it is recommended that the Redevelopment Agency adopt the attached resolution which establishes operating budgets for South Pointe and City Center Redevelopment Areas for FY 2003/04.

Advisory Board Recommendation:

N/A

Financial Information:

Source of Funds:		Amount	Account	Approved
<div><div></div><div>Finance Dept.</div></div>	1			
	2			
	3			
	4			
	Total			

City Clerk's Office Legislative Tracking:

Christina M. Cuervo/Kent O. Bonde/Anna Parekh

Sign-Offs:

Department Director	Assistant City Manager	City Manager

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AGENDA ITEM 34
DATE 9-18-03

CITY OF MIAMI BEACH

CITY HALL 1700 CONVENTION CENTER DRIVE MIAMI BEACH, FLORIDA 33139
www.ci.miami-beach.fl.us



REDEVELOPMENT AGENCY COMMISSION MEMORANDUM

To: Chairman and Members of the
Miami Beach Redevelopment Agency

Date: September 18, 2003

From: Jorge M. Gonzalez
Executive Director

Subject: **A RESOLUTION OF THE CHAIRMAN AND MEMBERS OF THE MIAMI BEACH REDEVELOPMENT AGENCY ADOPTING OPERATING AND CAPITAL BUDGETS FOR SOUTH POINTE AND CITY CENTER REDEVELOPMENT AREAS FOR FISCAL YEARS 2003/04.**

ADMINISTRATION RECOMMENDATION:

Adopt the Resolution.

ANALYSIS

The proposed budgets for South Pointe and City Center Redevelopment Areas for Fiscal Year 03/04 have been prepared to coincide with the overall City budget process, and are being presented today to assist in providing a comprehensive overview of the two districts. Three schedules are included respectively for City Center and South Pointe. These include the proposed budget for FY 2003/04, a 10-year capital projection and a forecast of tax increment growth in each of the two areas.

City Center

The tax increment in City Center continues to grow steadily as new hotel, residential and commercial developments come on line. This trend is supported by an estimated 11.6 percent increase in property values for FY 2002/03 and an estimated 10.2 percent increase for FY 2003/04.

Total revenues for FY 2003/04 are estimated at \$21.2 Million, comprising \$15.1 Million in tax increment revenue, \$1.9 Million in resort tax contributions, a proposed ½ mill levy in the amount of \$572,876, proposed to be set aside for the Children's Trust (explained later in this memorandum), and approximately \$3.8 Million in operating income derived from the ground lease revenues from the Loews and Royal Palm Hotels, retail lease revenues from the Anchor Shops and parking garage revenues from the Anchor Garage.

Pursuant to the security (pledged funds) provisions in the 1998 series bond documents, Administrative Expenses remain capped at \$500,000, comprising a \$414,000 management fee which is allocated to the General Fund to pay for direct and indirect staff support for the RDA and \$86,000 for actual operating expenses. It should be noted that the Administrative fee accounts for less than 1.9 percent of total expenditures.

AGENDA ITEM _____

DATE _____

Pursuant to the Direction of the County, each Redevelopment Area in Dade County has been asked to include an Administrative Fee of 1.5% of the TIF payment in each their respective FY 03/04 budgets. In the case of City Center, this amounts to approximately \$100,000. While this item is ultimately subject to the approval of the RDA Board, the County has advised that it retains the power to approve the budgets and based thereon, to remit a check for its share of the increment payment.

Additionally, On September 10, 2002, the voters of Miami-Dade County voted to amend the Home-Rule Charter to rename the independent special taxing district “The Children’s Trust” and to authorize the levy of an additional ad valorem tax not to exceed one-half ($\frac{1}{2}$) mill for the purpose of funding improvements to children’s health, development and safety and promoting parental and community responsibility.

On July 8, 2003, the Board of County Commissioners adopted on first reading an Ordinance whereby any future requests by municipalities and/or community redevelopment agencies relating to community redevelopment plans, including, but not limited to, approval of annual budgets, would require all Community Redevelopment Agencies, in their sole discretion, to exempt the Children’s Trust Ad Valorem $\frac{1}{2}$ mill Tax levy from collection into the redevelopment trust fund. In the case of the City Center, the amount of the contribution would be \$572,876.

It should be noted that a referral item to the Finance and Citywide Projects Committee was placed on the September 10 Commission Agenda, to address the Children’s Trust exemption and the proposed administrative fees by the County. The attached budgets reflect the respective reserve amounts with a corresponding reserve on the expenditure side, pending the outcome of the Committee’s decision and consultation with the County.

Tax Increment Financing (TIF) through the sale of bonds has been a major tool for financing redevelopment activities. To date, three bond issues have occurred in City Center: one in 1994 for \$25 million, to acquire land for the hotel development initiative; one in 1996, in the amount of \$43.2 million to fund contractual obligations and capital improvements related to the Loews Hotel and African-American Hotel projects; and, one in 1998, in the amount of \$38.2 million to finance capital expenditures related to the convention hotel projects, the Cultural Campus project and to repay the \$21.5 million debt obligation to the City. It should be noted that when the bond issues were done initially, Resort Tax was used as a secondary pledge to pay the debt service. Due to steady increase in tax increment coupled with the income stream from the Loews Hotel ground lease and operation of the Anchor Shops and Parking, the RDA has been able to repay Resort Tax funds used to pay existing debt service obligations from the 1993 and 1996 bond issues, for a total of \$2.4 Million. Current debt service on the 96B and 98B bonds accounts for approximately \$9.1 million annually. In FY 2003/04, City Center will repay the City approximately \$2.9 Million annually towards capital costs for Lincoln Road, which also includes interest, calculated against a principal amount of \$11.5 million, (borrowed from the Gulf Breeze Loan Pool). City Center will also continue assuming debt service payments on the portion of the Gulf Breeze loan used to pay for the Bass Museum

expansion and renovation. These payments were previously made from water, sewer, storm water, gas and resort tax proceeds. Additionally, TIF will continue to be utilized to address much needed infrastructure improvements in the area, including but not limited to streetscape, landscaping and parking.

A new line item appears in this year's proposed budget to take advantage of a provision under Section 163.361, Florida Statutes, to implement and fund "community policing innovations" in the area. A total of \$2.1 Million is being allocated towards this program, a description of which is included with this memorandum. On July 19, 2002, the City Commission adopted Resolution No. 2002-24899, adopting an amendment to the City Center Redevelopment Plan, allowing for the implementation of community policing. On June 11, 2003, the City Commission adopted Resolution 2003-25237, which provided for community policing in both City Center and the South Pointe Redevelopment Areas. The Board of County Commissioners voted to approve the RDA's respective community policing plans at its meeting on September 9, 2003.

On-going and planned capital projects in City Center for FY 2003/04 are projected to account for approximately \$7.1 Million and generally may include the following:

- Implementation and construction coordination of the Beachwalk project, connecting Lummus Park with the terminus of the existing wooden boardwalk at 23rd Street;
- Implementation and construction coordination of the street-end improvements to 17th, 18th and 20th Streets, to be undertaken as part of and in conjunction with the Beachwalk project;
- Design and construction of streetscapes throughout City Center;
- Collins Park area improvements;
- Implementation of Development and Ground Lease Agreements with the New World Symphony in connection with the development of the 17th Street surface lots for New World Symphony;
- Planning and design of the City Hall expansion parking garage;
- Renovation of the historic Colony Theater.

Additionally, the RDA continues to coordinate with CIP on planning, budgeting for and implementing infrastructure improvements throughout City Center.

South Pointe

In South Pointe, property values experienced a 9.5 percent increase in FY 2002/03. In 2003/04 property values are projected to increase by 42.5%, as new luxury residential developments including Murano Grande, Bentley Bay, Continuum Phase I, The Cosmopolitan/Courts, and Bentley Beach projects are completed.

Total Revenues in FY 2003/04 have been projected at \$16.5 Million, comprising \$15.6 Million in TIF revenue, a ½ mill levy in the amount of \$592,809 proposed to be set aside for the Children's Trust, approximately \$258,000 in operating income derived from the marina rental, Portofino local impact fees, and \$41,000 in interest income.

No change is proposed in Administrative/operating expenses, which will remain at \$500,000. As in the case of City Center, \$414,000 comprises the management fee which is allocated to the General Fund to pay for direct and indirect staff support for the RDA and \$86,000 is for actual operating expenses.

As indicated previously, Miami-Dade County has asked each Redevelopment Area in Dade County to include an Administrative Fee of 1.5% of the TIF payment in each of their respective FY 03/04 budgets. In the case of South Pointe, this amounts to approximately \$106,000. While this item is ultimately subject to the approval of the RDA Board, the County has advised that it retains the power to approve the budgets and based thereon, to remit a check for its share of the increment payment.

Also as mentioned earlier, on September 10, 2002, the voters of Miami-Dade County voted to amend the Home-Rule Charter to rename the independent special taxing district "The Children's Trust" and to authorize the levy of an additional ad valorem tax not to exceed one-half (½) mill for the purpose of funding improvements to children's health, development and safety and promoting parental and community responsibility.

On July 8, 2003, the Board of County Commissioners adopted on first reading an Ordinance whereby any future requests by municipalities and/or community redevelopment agencies relating to community redevelopment plans, including, but not limited to, approval of annual budgets, would require all Community Redevelopment Agencies, in their sole discretion, to exempt the Children's Trust Ad Valorem ½ mill Tax levy from collection into the redevelopment trust fund. In the case of the South Pointe, the amount of the contribution would be \$592,809.

A referral item to the Finance and Citywide Projects Committee was placed on the September 10 Commission Agenda, to address the Children's Trust exemption and the proposed administrative fees by the County. The attached budgets reflect the respective reserve amounts with a corresponding reserve on the expenditure side, pending the outcome of the Committee's decision and consultation with the County.

Additionally, as mentioned earlier, South Pointe is also proposing to fund a community policing program during this next fiscal year, for a total of \$1.4 Million.

Capital expenditures in FY 2003/04 are projected at approximately \$13 Million and include on-going multi-phase streetscape improvements based on a Master Plan by Duany Plater-Zyberk, as well as reimbursements to the developer of the Portofino Properties for utility and outfall drainage relocations, completion and repair of the seawall, public parking for the marina, and certain additional streetscape improvements. Additionally, following the acceptance of a temporary access easement, the Agency recently completed the construction of a pedestrian baywalk for public access which links the marina baywalk to South Pointe Park, and will operate and maintain the temporary baywalk for the duration of the period of time that the Alaska Bayfront Assemblage is utilized for temporary replacement parking purposes.

During the next fiscal year, the Redevelopment Agency will undertake the following initiatives in South Pointe:

- Exercise an option to purchase and contribute to the City of Miami Beach a 5,000 square foot commercial condominium space in Phase I of the Courts project, located at 131 Alton Road, which is to be utilized for the relocation of the South Shore Library Branch, or for other public usage that is mutually agreed to by the parties;
- Continue to work with the CIP Office on multi-phase streetscape improvements, including new water, storm water and drainage systems, milling and surfacing of roadways, construction of new sidewalks, landscaping, irrigation and new street lighting;
- Coordinate the relocation of the Community/Victory Garden from Washington Avenue to 224 Collins Avenue;
- Coordinate effort to maximize use of former Community/Victory Garden site;
- Coordinate with CIP and the Parks Department to update and implement the South Pointe Park Master Plan;
- Plan and coordinate to reconstruct/repair the South Pointe Pier;
- Coordinate G.O. Bond projects within the district, including the design, construction and installation of an Art in Public Places component on the public plaza at Washington Avenue and 3rd Street;
- Coordinate the design and construction of a waste water master booster pump station on Alton Road, between First and Commerce Streets.

Recommendation

In order to address the existing and future obligations in the two Redevelopment Areas, it is recommended that the Redevelopment Agency adopt the attached resolution which establishes operating budgets for South Pointe and City Center Redevelopment Areas for FY 2003/04.


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Attachments

**Miami Beach Redevelopment Agency
Proposed Budget FY 2003/04
City Center Redevelopment Area**

Revenues and Other Sources of Income	Operating Fund	Debt Service	Construction Fund
Opening Balance	\$0	\$0	\$0
96 B Series Bond Funds	\$0	\$0	\$726,432
98B Bond Funds	\$0	\$0	\$4,690,233
Tax Increment - City	\$8,362,848	\$0	\$0
Tax Increment - County	\$6,603,639	\$6,603,639	\$0
50% Contribution from Resort Tax (1%)	\$1,938,000	\$0	\$0
1/2 Mill Children's Trust Contribution	\$572,876	\$0	\$0
Interest Income	\$0	\$0	\$187,256
Loews Hotel Rent Revenue	\$500,000	\$0	\$0
Loews Incentive Rent	\$650,000	\$0	\$0
Royal Palm Ground Lease	\$270,000	\$0	\$0
Anchor Garage Operations (1)	\$1,694,101	\$0	\$0
Anchor Shops Lease Revenue (2)	\$656,000	\$0	\$0
Other Operating Transfers In	\$0	\$7,958,949	\$ 1,489,445
Fund Balance Carryover	\$0	\$0	\$0
Total Revenue	\$21,247,464	\$14,562,588	\$7,093,366
Admin/Operating Expenses	Operating Fund	Debt Service	Construction Fund
Management fee	414,000	-	-
Advertising & promotion	1,000	-	-
Postage & mailing	3,000	-	-
Printing	3,000	-	-
Office supplies & equipment	5,000	-	-
Meetings & conferences	4,000	-	-
Dues & subscriptions	1,000	-	-
Audit fees	4,000	-	-
Professional & related fees	50,000	-	-
Miscellaneous expenses	15,000	-	-
Total Admin/Operating Expenses	\$500,000	\$0	\$0
Projects	Operating Fund	Debt Service	Construction Fund
Anchor Garage ops incl sales & prop taxes	1,045,300	-	-
Anchor Garage Facility Use/Usage Fee (3)	114,800	-	-
Anchor Shops mgt fee & related exp	53,000	-	-
Community Policing	2,160,000	-	-
Repayment of Lincoln Road Capital Costs (4)	-	2,909,931	-
Repayment of Bass Museum Capital Costs (5)	-	1,085,523	-
Beachwalk project	-	-	550,000
Street-ends (17th, 18th & 20th Streets)	-	-	200,000
Rotunda	-	-	300,000
Lincon Rd (Washington-Collins Ave)	-	-	100,000
Cultural Campus/Library Streetscape	-	-	337,000
Collins Park	-	-	357,000
Colony Theater	-	-	2,750,000
New World Symphony	-	-	150,000
West Ave Improvements	-	-	100,000
Washington Ave ROW Improvements	-	-	172,000
16th Street Drainage	-	-	200,000
City Center Streetscapes	-	-	1,000,000
Garden Center/Botanical Garden	-	-	400,000
Flamingo park "A" Utilities Imp	-	-	400,000
Allocation for Other Projects	-	-	77,366
Total Project Costs:	\$3,373,100	\$3,995,454	\$7,093,366
Transfers, Reserves and Debt Service Payments	Operating Fund	Debt Service	Construction Fund
Debt Service Cost - 96B & 98B Bonds	-	9,077,689	-
Current Debt Service - Lincoln Rd Project (6)	1,631,738	-	-
Current Debt Service - Bass Museum (7)	508,107	-	-
Reserve for County Admin Fee (8)	99,055	-	-
Reserve for Children's Trust Contribution (9)	572,876	-	-
Transfer County TIF to - Debt Svc Fund	6,603,639	-	-
Transfer to - Debt Svc Fund	7,958,949	-	-
Transfer to - Construction Funds	-	1,489,445	-
Total Transfers Reserves & Debt Service Payments	\$17,374,364	\$10,567,134	\$0
Total Expenditures & Transfers	\$21,247,464	\$14,562,588	\$7,093,366
Excess (Deficiency):	\$0	\$0	\$0

Note #1 Prior to deductions fro sales tax and Easement Agreement Profit Sharing
Note #2 Retail lease revenue, net of Management Fee & related expenses
Note #3 Difference due between Facility Use and Facility Usage Fee
Note #4 Repayment of Lincoln Road capital costs - accumulated principal & interest
Note #5 Repayment of Bass Museum capital costs - accumulated principal & interest
Note #6 Payment of Lincoln Road current debt service on Sunshine State Loan
Note #7 Payment of Bass Museum current debt service on Gulf Breeze Loan
Note #8 Proposed County admin fee @ 1.5% of County's increment revenue - subject to RDA Board approval
Note #9 Proposed 1/2 mill Children's Trust Contribution - subject to RDA Board approval
9/04/2003 Final Proposed Budget Version

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TAX INCREMENT FUND TAX PROJECTIONS - Updated September, 2003

City Center TIF Projections

CMB FY	Yr End	FINAL		Projected Assessed Value	FINAL		Projected Value	FINAL %	CMB Millage	M-DC Millage	@ 95% Payment	FINAL		Projected CMB Payment	FINAL M-DC Payment	Projected subtotal Payment	Projected Total Payment	FINAL SUBTOTAL	FINAL RDA TOTAL
		Assessed Value	Value		•	•	•					•	•						
	1992	292,572,271																	
93-94	1994	373,316,447			80,744,176	27.6%		8.238	7.289	95.0%		6,297,471						1,191,029	777,029
94-95	1995	470,779,626			97,463,179	26.1%		7.143	7.289	95.0%		531,912			559,117			2,443,294	2,029,294
95-96	1996	491,677,581			20,897,955	4.4%		7.499	6.828	95.0%		1,209,288			1,234,006			2,709,953	2,295,953
96-97	1997	497,342,509			5,664,928	1.2%		7.499	6.469	95.0%		1,418,436			1,291,517			2,717,219	2,303,219
97-98	1998	531,364,583			34,022,074	6.8%		7.499	6.023	95.0%		1,458,793			1,258,426			3,067,502	2,653,502
98-99	1999	609,832,451			78,467,868	14.8%		7.499	6.023	95.0%		1,701,168			1,366,334			4,075,493	3,661,493
99-00	2000 (a)	894,145,474			284,313,023	46.6%		7.499	5.809	95.0%		2,260,177			1,815,315			7,605,449	7,191,449
00-01	2001	1,021,968,290			127,822,816	14.3%		7.399	5.751	95.0%		4,285,638			3,319,812			9,100,356	8,686,356
01-02	2002	1,218,222,763		1,218,222,763	196,254,473	19.2%		7.299	5.713	95.0%		5,126,961		6,418,507	5,023,829	11,442,336	11,028,336	12,310,341	11,896,341
02-03	2003 (b)	1,359,799,118		1,359,799,118	141,576,355	11.6%		7.299	5.899	95.0%		6,418,507		7,400,204	5,980,793	13,380,997	12,966,997		
03-04	2004 (c)	1,498,627,666		1,498,627,666	138,828,548	10.2%		7.299	5.999	95.0%		7,400,204		8,362,848	6,867,641	15,230,489	14,816,489		
04-05	2005 (d)	1,626,241,496		1,626,241,496	127,613,830	8.5%		7.299	5.999	95.0%		8,362,848		9,247,729	7,600,648	16,848,377	16,434,377		
05-06	2006 (e)	1,768,020,177		1,768,020,177	141,778,682	8.7%		7.299	5.999	95.0%		9,247,729		10,230,830	8,408,651	18,639,481	18,225,481		
06-07	2007 (f)	1,821,060,783		1,821,060,783	53,040,605	3.0%		7.299	5.999	95.0%		10,230,830		10,598,616	8,710,932	19,309,548	18,895,548		
07-08	2008	1,875,692,606		1,875,692,606	54,631,823	3.0%		7.299	5.999	95.0%		10,598,616		10,977,436	9,022,282	19,999,718	19,585,718		
08-09	2009	1,931,963,384		1,931,963,384	56,270,778	3.0%		7.299	5.999	95.0%		10,977,436		11,367,620	9,342,972	20,710,592	20,296,592		
09-10	2010	1,989,922,286		1,989,922,286	57,958,902	3.0%		7.299	5.999	95.0%		11,367,620		11,769,510	9,673,283	21,442,792	21,028,792		
10-11	2011	2,049,619,954		2,049,619,954	59,697,669	3.0%		7.299	5.999	95.0%		11,769,510		12,183,456	10,013,503	22,196,959	21,782,959		
11-12	2012	2,111,108,553		2,111,108,553	61,488,589	3.0%		7.299	5.999	95.0%		12,183,456		12,609,822	10,363,929	22,973,751	22,559,751		
12-13	2013	2,174,441,810		2,174,441,810	63,333,257	3.0%		7.299	5.999	95.0%		12,609,822		13,048,977	10,724,869	23,773,846	23,359,846		
12-14	2014	2,239,675,064		2,239,675,064	65,233,254	3.0%		8.299	5.999	95.0%		13,048,977		15,351,056	11,096,636	26,447,692	26,033,692		

NOTES: 02-03 thru 12-13 Projected by RDA, assuming 5% growth and estimated ad valorem increase for renovation and/or new construction.

(a) Loews \$125 mil & Lincoln Rd rebirth	(c) Lincoln Place	(f) Adjusted for millage increases & inflation
(b) Town House	Millennium	
Shore Club	Royal Palm	
Sagamore	Setai	
Roney Palace	Lincoln Plaza	
Royal Palm	Ritz Carlton	

MEMORANDUM

To: **Christina Cuervo**
Assistant City Manager

From: **Raymond A. Martinez**
Assistant Chief of Police

Date: May 5, 2003

Subject: Miami Beach Redevelopment Agency – City Center /Historic Convention Village Redevelopment Area (Police Proposal Revised)

Background:

The City Center/Historic Convention Village Redevelopment Area boundaries attract a tremendous amount of tourists and visitors to Miami Beach. People gravitate to this area on a year round basis from local and national points of origin for business and recreational purposes. The area hotels, Convention Center, Theater of Performing Arts and beaches, present attractive and popular destinations. During the past year, this area has hosted many events including the Microsoft Convention, the SHOPA convention, the 2003 International Boat Show and the 2003 Auto Show. In addition, this area contains two historic shopping locations, Lincoln Road and Espanola Way, which are lined with restaurants that are favorites of local residents and visitors. The City Center/Historic Convention Village Redevelopment Area is a popular and high profile venue for the City of Miami Beach and Miami-Dade County.

Police Staffing:

The City of Miami Beach Police Department provides a progressive and superior level of service through a community policing oriented philosophy. Police services are delivered through a districting plan, which divides the city into three sections. The City Center/Historic Convention Village Redevelopment area overlaps two of the districts (Middle and South) and includes at least two areas of responsibilities (AORs). A minimum of one officer is currently assigned to each AOR on all three shifts to cover a twenty-four hour period (six officers). Considering that officers work a four-day week, it requires double said number of personnel to cover a seven-day period (twelve officers total). In addition to the aforementioned zone units, there are two Foot/Bicycle Patrol Beats in this geographic area, Lincoln Road and Espanola Way. Lincoln Road Beat Officers are assigned to day shift and afternoon shift details with seven-day coverage (four officers total). The Espanola Way Beat only has one (1) officer assigned to a four-day coverage period. There is also one (1) Beat/Bicycle Sergeant permanently assigned to Lincoln Road, who works flexible shift hours. The total amount of police personnel who are currently assigned to work in the City Center/Historic Convention Village Redevelopment Agency Area is eighteen (18) sworn officers. The Miami Beach Police Department is currently funded for 366 sworn officers.

Community Policing Plan:

The City Center/Historic Convention Village Redevelopment Area presents the Miami Beach Police Department with a variety of opportunities to implement new or enhanced community policing initiatives. Community policing is a philosophy, not an operational strategy. There are features of a community policing philosophy however, which are operational. These include the assignment of police officers to permanent areas of responsibility or beats. It is the expectation that police officers will work to form partnerships with residents and businesses to jointly solve crime and disorder problems and share ownership of the solution strategies. The initiatives would be designed to address specific issues indigenous to the sections/neighborhoods within the redevelopment area. Emphasis will be placed on maintaining a highly visible police presence and addressing the quality of life issues within these geographic boundaries. The following is the proposed staffing plan to further the Department's Community Policing efforts in said area:

- **Create a Community Policing Problem Solving Team** consisting of one sergeant and eight officers for the **City Center/Historic Convention Village Redevelopment Area**. This "Team" would work various hours providing maximum police visibility seven days a-week. However this Problem Solving Team would have the flexibility to adjust their work schedule and tactics to address the myriad of problems they will encounter. Their tactics will include walking beats, bicycle patrol, ATV patrol, and undercover tactical operations. Members of the Team will be trained and become "specialist" in problem solving issues that are prominent to the South Pointe Redevelopment Area. Some of these specialties will include the handling of homeless, enforcement of noise complaints, quality of life problems, youth gangs, street level narcotics, economic business crimes, and street level prostitution, Crime Prevention through Environmental Design (CPTED) and traffic enforcement.
- **Develop Task Forces to address specific problems** utilizing \$500,000.00 in designated overtime. These Task Forces would become operational as issues become identified or as seasonal issues present themselves. Examples to some of these issues would be the staffing of additional bike officers to address the problem of large crowds and street level crimes during Spring Break months. The deployment of a Task Force of officers to address quality of life problems during the early morning hours when nightclubs are closing and their patrons are leaving the area. Tactical plans to address other concerns and problems would be developed as problems become identified. These plans would remain fluid and continued analysis would be utilized to ensure maximum effectiveness. In addition to these tactical responses to problems, the Community Policing Problem Solving Teams will create Business Crime Watch areas and educate the area businesses on how to avoid the latest criminal scams that are being utilized by criminals. The Community Policing Problem Solving Teams will be trained and certified to utilize Crime Prevention through Environmental Design (CPTED) techniques to improve the attractiveness and security to the area by reducing criminal activity helping to stabilize the neighborhood and enhance property values in the area. The Community Policing Problem Solving Team along with the current staffing of the City Center/Historic Convention Village Redevelopment Area would be a crucial part of identifying problems, addressing those problems that have been identified, and maintaining the area after a Task Force has been deployed to address a specific issue.

- **Create Community Policing and business and resident partnerships through innovative strategies.** The department will establish a Community Policing storefront office in the heart of the City Center area. This storefront will be staffed during peak hours and on weekends by civilian community policing/crime prevention specialist having the capability to take walk-in reports of crime as well as provide crime prevention information, and coordinate business and community crime watch programs. The storefront will also serve as a base where officers assigned to the area can take reports, coordinate follow-up investigations as well as bring an enhanced visible police presence to the area. The department will also be able to utilize the Community Policing/Crime Prevention Specialists to survey the residents and business operators to provide them with a voice in the Community Policing Problem Solving Team's development of action plans to address those concerns raised by the residents and businesses. The Community Policing Problem Solving Team will partner with City Code Enforcement to address those properties, businesses, and structures that fall outside of the traditional law enforcement response. The use of private security to enhance the visible presence and to supplement the sworn officers in the area will be considered. Private security working in conjunction with the Community Policing Problem Solving Team has proven to be a successful strategy in areas where there is a high concentration of retail businesses.

Enhancement Proposal Estimate

Annual Costs

Eight Sworn Officers	\$76,313.00	x	8	\$	610,504.00
One Sworn Sergeant	\$88,340.00	x	1	\$	88,340.00
Police Uniforms	\$ 800.00	x	9	\$	7,200.00
Civilian Community Policing/Crime Prevention Specialists	\$39,500.00	x	4	\$	158,000.00
Vehicle Costs	\$28,500.00	x	9	\$	256,500.00
Vehicle Replacement Costs First Year	\$ 5,200.00	x	9	\$	46,800.00
ATV Costs	\$ 6,000.00	x	3	\$	18,000.00
ATV Replacement Costs First Year	\$ 2,000.00	x	3	\$	6,000.00
Mobile Laptop Computer	\$ 5,400.00	x	9	\$	48,600.00
Mobile Computer Replacement Costs First Year	\$ 1,200.00	x	9	\$	10,800.00
Mobile Laptop Airtime	\$ 600.00	x	9	\$	5,400.00
Handheld Radio	\$ 3,675.00	x	9	\$	33,075.00
Radio Replacement Costs First Year	\$ 525.00	x	9	\$	4,725.00
Storefront Rental				\$	50,000.00
Storefront Annual Operational Costs				\$	18,000.00
Overtime Allocation				\$	500,000.00
Private Security/City Code Enforcement				\$	250,000.00
Annual Costs Subtotal				\$	2,111,944.00

One Time Expenditures

Police Mountain Bicycles	\$ 1,750.00	x	9	\$	15,750.00
Terrorism Personal Protective Equipment (PPE)	\$ 300.00	x	9	\$	2,700.00
Field Force Equipment	\$ 350.00	x	9	\$	3,150.00
CPTED and Problem Solving Training	\$ 2,000.00	x	13	\$	26,000.00
One Time Costs Subtotal				\$	47,600.00
TOTAL FIRST YEAR COSTS				\$	2,159,544.00

Sworn Officers based on 7 year officer salary, fringes
Sergeant based on 15 year officer with 3 years as sergeant, fringes
Sworn uniform costs \$300 bike uniform, \$500 regular uniform
Community Policing/Crime Prevention Specialist based on
Office Associate III level to include fringe benefits
Vehicle Costs \$26,000, \$1500 annual fuel, \$1000 annual maintenance
Vehicle replacement based on \$26,000 purchase with a 5 year replacement

ATV Costs \$6,000 per ATV
ATV Replacement Costs based on \$6,000 purchase with a 3 year replacement

Mobile Laptop Computer Costs \$5,400 includes installation, software, and aircard, airtime
Mobile Computer Replacement Based on \$4,800 purchase with a 4 year replacement

Handheld Radio based on purchase cost of \$3675
Handheld replacement based on \$3675 purchase with a 7 year replacement

Conclusion:

The above plan would provide the Police Department with the required resources to enhance our response to the specific needs of this redevelopment area through a combined effort of community policing initiatives and proactive capabilities. The tourists and citizens that visit, work, and reside in this area would receive a superior level of public safety service that would make the City Center/Historic Convention Village Redevelopment Area one of the safest in the entire City. This plan offers a comprehensive strategy to identify, respond to, and resolve the public safety and quality of life issues in an efficient and effective manner.

RDA City Center - CAPITAL BUDGET PROJECTIONS Period: 2002-2014

RDA City Center Budget	Year End	2002 - Actual	2003-Current	2004	2005	2006	2007	2008	2009	2010	2011	2012	2013	2014
	Fiscal Year	FY 01-02	FY 02-03	FY 03-04	FY 04-05	FY 05-06	FY 06-07	FY 07-08	FY 08-09	FY 09-10	FY 10-11	FY 11-12	FY 12-13	FY 13-14
OPERATIONS														
1. Anchor Shops														
Revenues														
Rental Income		557,816	646,000	656,000	673,886	673,969	716,076	720,197	759,018	759,134	759,254	759,377	759,504	759,635
Obligations														
Sales tax		(41,697)	(45,220)	(45,920)	(47,171)	(47,176)	(50,125)	(50,414)	(53,131)	(53,139)	(53,148)	(53,156)	(53,165)	(53,174)
Management Fee & related Expenses		(125,000)	(95,000)	(95,000)	(95,000)	(95,000)	(95,000)	(95,000)	(95,000)	(95,000)	(95,000)	(95,000)	(95,000)	(95,000)
Total Anchor Shops		391,119	505,780	555,080	531,795	531,791	570,951	574,783	610,887	610,995	611,106	611,221	611,339	611,461
2. Anchor Garage														
Revenues														
Total Receipts		1,780,725	1,734,300	1,800,000	1,950,000	1,950,000	1,950,000	1,950,000	1,950,000	1,950,000	1,950,000	1,950,000	1,950,000	1,950,000
Obligations														
Sales tax		(116,886)	(121,401)	(126,000)	(136,500)	(136,500)	(136,500)	(136,500)	(136,500)	(136,500)	(136,500)	(136,500)	(136,500)	(136,500)
Property Tax		(325,511)	(325,511)	(325,511)	(325,511)	(325,511)	(325,511)	(325,511)	(325,511)	(325,511)	(325,511)	(325,511)	(325,511)	(325,511)
Management Fee & Rel Exp		(627,056)	(645,868)	(665,244)	(685,201)	(705,757)	(726,930)	(748,738)	(771,200)	(794,336)	(818,166)	(842,711)	(867,992)	(894,032)
Facility Fee		(109,403)	(96,404)	(114,800)	(156,800)	(156,800)	(156,800)	(156,800)	(156,800)	(156,800)	(156,800)	(156,800)	(156,800)	(156,800)
Total Anchor Garage		601,869	545,116	568,445	645,988	625,432	604,259	582,451	559,989	536,853	513,023	488,478	463,197	437,157
3. Loews														
Revenues														
Loews Ground Lease		541,668	541,668	500,000	500,000	500,000	500,000	500,000	500,000	500,000	500,000	500,000	500,000	500,000
Loews Percentage Rent		-	647,041	650,000	-	-	-	-	-	-	-	-	-	-
Obligations														
Total Loews		541,668	1,188,709	1,150,000	500,000	500,000	500,000	500,000	500,000	500,000	500,000	500,000	500,000	500,000
4. Royal Palm														
Revenues														
RDP Royal Palm Hotel		9,167	-	270,000	270,000	270,000	490,000	490,000	490,000	490,000	490,000	490,000	490,000	-
RDP Royal Palm (Incentive Rent)		-	-	-	-	-	-	-	-	-	-	-	-	-
Obligations														
Royal Palm Hotel Project		(43,616)	(39,805)	-	-	-	-	-	-	-	-	-	-	-
Environmental Remediation		-	-	-	-	-	-	-	-	-	-	-	-	-
Legal Fees		(33,434)	-	-	-	-	-	-	-	-	-	-	-	-
Total Royal Palm		(67,883)	(39,805)	270,000	270,000	270,000	490,000	490,000	490,000	490,000	490,000	490,000	490,000	-
Other Projects - Obligations														
5. Seventeenth Street Master Plan		(95,443)	(30,000)	-	-	-	-	-	-	-	-	-	-	-
6. AIPP Reimbursement to GO Bond		-	(100,000)	-	-	-	-	-	-	-	-	-	-	-
7. NWS Garage		-	-	-	-	-	-	-	-	-	-	-	-	-
8. Community Policing		-	-	-	-	-	-	-	-	-	-	-	-	-
9. Rotunda at Cultural Campus		-	(50,000)	(2,160,000)	(1,821,409)	(1,125,000)	(1,932,333)	(1,990,303)	(2,050,012)	(2,111,512)	(2,174,858)	(2,240,103)	(2,307,306)	(2,376,526)
10. Lincoln Rd (Washington - Collins Ave)		-	-	(300,000)	(250,000)	-	-	-	-	-	-	-	-	-
11. 16th Street Drainage		-	-	(100,000)	(400,000)	-	-	-	-	-	-	-	-	-
12. Washington Ave ROW Infrastructure		-	-	(200,000)	(400,000)	-	-	-	-	-	-	-	-	-
13. West Ave		-	-	(172,000)	(500,500)	(500,500)	-	-	-	-	-	-	-	-
14. Botanical Garden		-	-	(100,000)	(521,000)	-	-	-	-	-	-	-	-	-
15. City Center Streetscapes		(30,302)	-	(400,000)	(1,300,000)	(1,300,000)	-	-	-	-	-	-	-	-
16. Colony Theater (Incl. AIPP)		-	-	(1,000,000)	(2,500,000)	(3,500,000)	(3,481,000)	-	-	-	-	-	-	-
17. Flamingo Park "A" Utilities Imp		(552,722)	(1,289,000)	(2,750,000)	-	-	-	-	-	-	-	-	-	-
18. Convention Center Stormwater Imp		-	-	(400,000)	(400,000)	(408,945)	-	-	-	-	-	-	-	-
19. Projects- Other		(576,229)	-	-	-	-	(3,800,000)	-	-	-	-	-	-	-
TOTAL OPERATIONS ANNUAL		212,077	730,900	(5,445,149)	(6,495,226)	(6,783,273)	(8,173,123)	156,932	110,864	26,336	(60,728)	(150,404)	(242,771)	(827,908)
ANNUAL OVER(UNDER)														
Beginning Account Balance		9,024,885	18,286,245	23,356,610	23,259,702	21,996,520	20,017,531	21,986,206	33,200,965	45,308,503	58,297,856	72,204,784	87,052,408	102,871,597
ANNUAL OVER(UNDER)		9,261,360	5,070,365	(96,909)	(1,563,182)	(1,678,989)	1,988,675	11,214,769	12,107,637	12,989,354	13,906,928	14,847,624	15,819,189	16,325,273
Ending Balance		18,286,245	23,356,610	23,259,702	21,696,520	20,017,531	21,986,206	33,200,965	45,308,503	58,297,856	72,204,784	87,052,408	102,871,597	119,196,870

RDA City Center Budget													
Year End	2002 - Actual	2003-Current	2004	2005	2006	2007	2008	2009	2010	2011	2012	2013	2014
Fiscal Year	FY 01-02	FY 02-03	FY 03-04	FY 04-05	FY 05-06	FY 06-07	FY 07-08	FY 08-09	FY 09-10	FY 10-11	FY 11-12	FY 12-13	FY 13-14
BOND FUNDS													
1996B Nontax - Beginning Balance	4,055,255	4,092,609	726,432	61,489	85,461	87,490	90,310	93,197	96,178	99,253	102,427	105,702	109,082
Revenues - Interest Income	137,254	133,823	135,056	23,972	2,029	2,820	2,887	2,980	3,076	3,174	3,275	3,380	3,488
Obligations	(99,900)	(3,000,000)	(600,000)	-	-	-	-	-	-	-	-	-	-
Beachwalk Project	-	(100,000)	(50,000)	-	-	-	-	-	-	-	-	-	-
City Center Streetscape-20th Street	-	(400,000)	(150,000)	-	-	-	-	-	-	-	-	-	-
Street Ends-17th/18th Streets	-	(300,000)	-	-	-	-	-	-	-	-	-	-	-
Total Obligations	(99,900)	(3,500,000)	(800,000)	-	-	-	-	-	-	-	-	-	-
1996B Nontax - Ending Balance	4,092,609	726,432	61,489	85,461	87,490	90,310	93,197	96,178	99,253	102,427	105,702	109,082	112,570
1998B Nontax - Beginning Balance	5,286,319	5,198,065	4,690,305	4,167,841	2,473,038	784,082	198,167	393,491	595,262	803,690	1,016,997	1,241,409	1,471,161
Revenues - Interest Income	189,542	174,449	171,536	177,197	183,044	189,085	195,325	201,770	208,429	215,307	222,412	229,762	237,333
Obligations	(174,122)	-	-	-	-	-	-	-	-	-	-	-	-
Cultural Campus Legal Fees	-	-	-	-	-	-	-	-	-	-	-	-	-
Cultural Campus Acquisition	-	-	-	-	-	-	-	-	-	-	-	-	-
Collins Park	-	-	(357,000)	(775,000)	(1,087,000)	(775,000)	-	-	-	-	-	-	-
Cultural Campus Streetscapes	(103,674)	(476,209)	(337,000)	(1,097,000)	(1,087,000)	-	-	-	-	-	-	-	-
Cultural Campus Other (AIPP - Bass/Library)	-	(206,000)	-	-	-	-	-	-	-	-	-	-	-
Total Obligations	(277,796)	(682,209)	(694,000)	(1,872,000)	(1,872,000)	(775,000)	-	-	-	-	-	-	-
1998B Nontax - Ending Balance	5,198,065	4,690,305	4,167,841	2,473,038	784,082	198,167	393,491	595,262	803,690	1,016,997	1,241,409	1,471,161	1,708,494
TAX INCREMENT & RESORT TAX FUNDS													
Revenues													
Interest Income	46,022	48,323	50,739	53,276	55,940	58,737	61,673	64,757	67,995	71,395	74,965	78,713	82,648
Resort Tax (50% of 1% Room Tax)	1,744,482	1,900,000	1,938,600	1,976,760	2,016,295	2,056,621	2,097,754	2,139,709	2,182,503	2,226,153	2,270,676	2,316,089	2,362,411
1/2 Mill Children's Trust Contribution	-	-	572,876	633,493	700,898	726,032	751,982	778,711	806,241	834,598	863,805	893,888	924,874
CMB TIF	8,418,507	7,400,204	8,362,848	9,076,456	10,045,598	10,407,827	10,790,923	11,165,210	11,561,030	11,988,722	12,388,645	12,821,166	13,266,662
County TIF	5,023,829	5,891,835	6,603,639	7,335,528	8,118,761	8,411,532	8,713,066	9,023,646	9,343,543	9,673,037	10,012,415	10,361,975	10,722,022
Total Revenues	13,232,840	15,240,362	17,528,102	19,075,513	20,937,452	21,860,749	22,405,398	23,172,035	23,961,312	24,773,905	25,610,505	26,471,831	27,358,618
Obligations													
CMB Management Fee (Deducted from CMB TIF)	(414,000)	(414,000)	(414,000)	(414,000)	(414,000)	(414,000)	(414,000)	(414,000)	(414,000)	(414,000)	(414,000)	(414,000)	(414,000)
Administrative Fees	60,979	(86,000)	(86,000)	(86,000)	(86,000)	(86,000)	(86,000)	(86,000)	(86,000)	(86,000)	(86,000)	(86,000)	(86,000)
County Admin Fee @ 1.5% of County TIF Pmt	-	-	(99,065)	(110,033)	(121,782)	(126,173)	(130,696)	(135,355)	(140,153)	(145,096)	(150,186)	(155,430)	(160,890)
1/2 Mill Children's Trust Contribution	-	-	(372,876)	(633,493)	(700,898)	(726,032)	(751,982)	(778,711)	(806,241)	(834,598)	(863,805)	(893,888)	(924,874)
Debt Service	(9,351,724)	(9,077,689)	(9,076,460)	(9,075,163)	(9,072,567)	(9,075,825)	(9,072,899)	(9,075,204)	(9,078,196)	(9,073,609)	(9,075,970)	(9,072,823)	(9,072,823)
Bass Museum Current Debt Service (5% \$4.8M)	-	(508,107)	(507,241)	(506,865)	(505,864)	(506,230)	(506,443)	(506,108)	(506,531)	(505,859)	(502,746)	(503,355)	(503,355)
Bass Museum Capital Cost Repay	(262,425)	(1,150,000)	(1,058,076)	(1,099,000)	(1,153,950)	(872,168)	(872,239)	(871,423)	(872,116)	(868,511)	(868,881)	(864,619)	(864,619)
Lincoln Road Current Debt Service (5% \$11.0M)	-	(1,631,738)	(1,658,076)	(1,681,167)	(1,398,701)	-	-	-	-	-	-	-	-
Lincoln Road Capital Cost Repay	(3,507,060)	(3,450,000)	(2,948,767)	(3,096,226)	(3,251,038)	-	-	-	-	-	-	-	-
Total Obligations	(13,474,230)	(16,317,534)	(16,409,181)	(16,704,739)	(16,704,739)	(11,807,428)	(11,834,259)	(11,866,801)	(11,901,237)	(11,927,673)	(11,959,588)	(11,990,115)	(12,026,501)
Total Tax Increment & Resort Tax Funds	(241,391)	(1,077,172)	1,118,911	2,373,546	4,232,712	9,853,321	10,571,139	11,305,234	12,060,075	12,846,232	13,650,917	14,481,717	15,332,116
TOTAL ANNUAL													
	9,049,283	4,339,565	5,348,240	4,932,044	5,104,284	10,141,798	11,057,828	11,986,673	12,963,018	13,967,556	14,998,029	16,061,960	17,143,181

MIAMI BEACH REDEVELOPMENT AGENCY
Proposed Budget 03/04
South Pointe Redevelopment Area

Revenues and Other Sources of Income	Operating Fund	Debt Service	Construction Fund
Opening Balance	-	-	-
Tax increment - City	8,653,826	-	-
Tax increment - County	7,042,718	7,042,718	-
1/2 Mill Children's Trust Contribution	592,809	-	-
Marina Rental	159,323	-	-
Portofino Local Impacts	99,000	-	-
Interest Income	41,462	23,018	-
Operating Transfers In	-	6,904,665	13,027,367
Capital Project Funds	-	-	-
Fund Balance Carryover	-	-	-
Total Revenue	16,589,138	13,970,401	13,027,367
Operating Expenses	Operating Fund	Debt Service	Construction Fund
Management Fee	414,000	-	-
Advertising & Promotion	2,500	-	-
Postage & Mailing	-	-	-
Printing	6,000	-	-
Office Supplies & Equipment	2,500	-	-
Meetings & Conferences	5,000	-	-
Dues & Subscriptions	2,000	-	-
Audit Fee	1,000	-	-
Professional & Related Fees	4,000	-	-
Miscellaneous Expenses	63,000	-	-
Total Operating Expenses	\$500,000	\$0	\$0
Projects/Obligations			
DEP Submerged Land Lease	-	-	147,460
Community Policing Program	1,443,305	-	-
South Pointe Pier	-	-	450,000
Baywalk	-	-	500,000
Beach Master Plan	-	-	-
South Pointe Streetscape	-	-	2,600,000
South Pointe Park (P&R)	-	-	2,100,000
Washington Park (P&R)	-	-	370,000
Community Garden (P&R)	-	-	-
6th Street (Washington Ave)	-	-	1,000,000
The Courts/Cobb:			
1st -2nd Streetscape	-	-	300,000
Library	-	-	52,500
Flamingo Park "A" Improvements	-	-	200,000
Portofino Settlement:			
Portofino Local Impacts to CMB	-	-	99,000
Pump Station Removal	-	-	1,000,000
SSDI-S Yacht Club:			
Real Estate Taxes (City Unit)	-	-	27,563
CAM	-	-	84,000
SSDI-S Murano:			
Real Estate Taxes (City Unit)	-	-	27,563
CAM	-	-	-
SSDI-N Murano Grande:			
Real Estate Taxes (City Unit)	-	-	27,563
CAM	-	-	-
SSDI-N ICON:			
Lease/Capital Improvements	-	-	1,292,687
Real Estate Taxes (City Unit)	-	-	-
CAM	-	-	-
Legal Fees	-	-	100,000
Program Manager (H&Z)	-	-	250,000
Other Projects (Including CIP Utilities Improvements)	-	-	2,399,031
Total Project Costs	\$1,443,305	\$0	13,027,367
Transfers and Debt Service Payments			
Debt Service Cost	-	943,034	-
Reserve for County Admin Fee (1)	105,641	-	-
Reserve for Children's Trust Contribution (2)	592,809	-	-
Transfer County TIF to - Debt Svc Fund	7,042,718	-	-
Transfer to - Debt Svc Fund	6,904,665	-	-
Transfer to Construction Fund	-	13,027,367	-
Total Transfers	\$14,645,833	\$13,970,401	\$0
Total Expenditures & Transfers	\$16,589,138	\$13,970,401	\$13,027,367
Excess (Deficiency)	\$0	(\$0)	\$0

TAX INCREMENT FUND TAX PROJECTIONS - Updated September, 2003

South Pointe TIF Projections

South Pointe TIF Projections																						Termination of RDA																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																		
CMB FY	Yr End	FINAL		Projected Assessed Value	FINAL		Projected	FINAL		Pctd	CMB	M-DC	@ 95%	FINAL		Projected	CMB	Payment	M-DC	Payment	Projected Subtotal	Projected Total																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																		
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	1976		59,637,130																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																					
82-83	1983	84,627,427		84,627,427		41.9%	7.41	5.726	95.0%																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																															
83-84	1984	80,950,251		(3,677,176)		-4.3%	7.48	6.297	95.0%																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																															
84-85	1985	79,290,258		(1,659,993)		-2.1%	8.554	7.059	95.0%																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																															
85-86	1986	77,569,320		(1,720,938)		-2.2%	8.554	7.474	95.0%																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																															
86-87	1987	85,806,721		8,237,401		10.6%	8.554	7.295	95.0%																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																															
87-88	1988	87,986,195		2,179,474		2.5%	9.666	7.289	95.0%																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																															
88-89	1989	105,208,875		17,222,680		19.6%	9.666	7.289	95.0%																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																															
89-90	1990	122,397,063		17,188,188		16.3%	9.666	7.289	95.0%																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																															
90-91	1991	161,798,635		39,401,572		32.2%	9.666	7.289	95.0%																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																															
91-92	1992	175,223,618		13,424,983		8.3%	9.743	7.289	95.0%																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																															
92-93	1993	171,397,718		(3,825,900)		-2.2%	9.302	7.289	95.0%																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																															
93-94	1994	212,394,507		40,996,789		23.9%	8.238	7.289	95.0%																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																															
94-95	1995	290,495,574		78,101,067		36.8%	7.143	7.289	95.0%																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																															
95-96	1996	320,238,105		29,742,531		10.2%	7.499	6.828	95.0%																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																															
96-97	1997	368,619,293		48,381,188		15.1%	7.499	5.809	95.0%																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																															
97-98	1998	464,050,979		95,431,686		25.9%	7.499	6.469	95.0%																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																															
98-99	1999	511,407,645		47,356,666		10.2%	7.499	6.023	95.0%																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																															
99-00	2000	561,877,130		50,469,485		9.9%	7.499	5.809	95.0%																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																															
00-01	2001	714,624,405	(1)	152,747,275		27.2%	7.399	5.751	95.0%																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																															
01-02	2002	840,714,532		126,090,127		17.6%	7.299	5.899	95.0%																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																															
02-03	2003	920,742,376	(2)	80,027,844		9.5%	7.299	5.899	95.0%																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																															
03-04	2004	1,307,656,152	(3)	386,913,776		42.0%	7.299	5.999	95.0%																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																															
04-05	2005	1,496,122,959	(4)	188,468,808		14.4%	7.299	5.999	95.0%																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																															
05-06	2006	1,853,354,107	(5)	357,231,148		23.9%	7.299	5.999	50.0%																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																															
06-07	2007	1,946,021,813		92,667,705		5.0%	7.299	5.999	50.0%																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																															
07-08	2008	2,043,322,903		97,301,091		5.0%	7.299	5.999	50.0%																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																															
08-09	2009	2,195,489,049	(6)	152,166,145		7.4%	7.299	5.999	50.0%																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																															
09-10	2010	2,305,263,501	(7)	109,774,452		5.0%	7.299	5.999	50.0%																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																															
10-11	2011	2,420,526,676		115,263,175		5.0%	7.299	5.999	50.0%																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																															
11-12	2012	2,541,553,010		121,026,334		5.0%	7.299	5.999	50.0%																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																															
12-13	2013	2,668,630,660		127,077,650		5.0%	7.299	5.999	50.0%																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																															
13-14	2014	2,802,062,193		133,431,533		5.0%	7.299	5.999	50.0%																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																															
14-15	2015	2,942,165,303		140,103,110		5.0%	7.299	5.999	50.0%																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																															
15-16	2016	3,089,273,568		147,108,265		5.0%	7.299	5.999	50.0%																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																															
16-17	2017	3,243,737,247		154,463,678		5.0%	7.299	5.999	50.0%																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																															
17-18	2018	3,405,924,109		162,186,862		5.0%	7.299	5.999	50.0%																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																															
18-19	2019	3,576,220,314		170,296,205		5.0%	7.299	5.999	50.0%																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																															
19-20	2020	3,755,031,330		178,811,016		5.0%	7.299	5.999	50.0%																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																															
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NOTES: 02-03 thru 12-13 Projected by RDA, assuming 5% growth and estimated ad valorem increase for below new construction.

- (1) Yacht Club
- (2) Murano
- (3) Bentley Beach
- (4) Murano Grande
- (5) Bentley Bay
- (6) Potamkin Site
- (7) Adjusted for millage increases & inflation

RDA South Pointe - CAPITAL BUDGET PROJECTIONS Period: 2002 - 2014

RDA South Pointe Budget		YEAR END													
Fiscal Year		01-02-Actual	2002	2003	2004	2005	2006	2007	2008	2009	2010	2011	2012	2013	2014
		02-03-Current			FY 03-04	FY 04-05	FY 05-06	FY 06-07	FY 07-08	FY 08-09	FY 09-10	FY 10-11	FY 11-12	FY 12-13	FY 12-13
DEBT & OPERATING FUNDS															
Revenues						Termination of RDA									
CMB TIF at 95%		5,416,030	5,970,947	8,653,826	9,558,391		6,323,861	6,650,936	6,994,365	7,537,441	7,925,195	8,332,337	8,759,837	9,208,711	9,680,028
CMB TIF at 50%		4,239,180	4,817,496	7,042,718	7,725,024										
County TIFat 95%															
County TIF at 50%															
1/2 Mill Children's Tax Contribution				592,809	682,331	852,016	5,375,240	6,652,797	6,652,797	6,091,706	6,405,087	6,734,136	7,079,638	7,442,415	7,823,330
Debt Service Interest	2.0%	22,416	22,864	23,322	23,788	24,264	24,749	25,244	25,244	25,749	26,264	26,789	27,325	27,871	28,429
General Fund Interest	2.0%	39,852	40,649	41,462	42,291	43,137	44,000	44,880	44,880	45,777	46,693	47,627	48,579	49,551	50,542
Total Revenues		9,717,478	10,851,956	16,354,137	18,031,825	12,354,178	12,990,958	14,659,537	14,715,203	15,469,912	16,262,312	17,094,289	17,967,820	18,884,981	
Obligations															
CMB Management Fee		(414,000)	(414,000)	(414,000)	(414,000)	(414,000)	(414,000)	(414,000)	(414,000)	(414,000)	(414,000)	(414,000)	(414,000)	(414,000)	(414,000)
Administrative Fees		(86,000)	(86,000)	(86,000)	(86,000)	(86,000)	(86,000)	(86,000)	(86,000)	(86,000)	(86,000)	(86,000)	(86,000)	(86,000)	(86,000)
County Admin Fee @ 1.5% of TIF Pmt		-	-	(105,641)	(115,875)										
1/2 Mill Children's Tax Contribution		-	-	(592,809)	(682,331)	(852,016)	(896,033)	(942,251)	(1,014,530)	(1,066,673)	(1,121,423)	(1,178,910)	(1,239,272)	(1,302,652)	
Debt Service		(872,781)	(904,722)	(943,034)	-	-	-	-	-	-	-	-	-	-	-
Total Obligations		(1,372,781)	(1,404,722)	(2,141,484)	(1,298,206)	(1,352,016)	(1,396,033)	(1,442,251)	(1,514,530)	(1,566,673)	(1,621,423)	(1,678,910)	(1,739,272)	(1,802,652)	
TOTAL ANNUAL		8,344,697	9,447,234	14,212,653	16,733,619	11,002,162	11,594,925	13,217,286	13,200,673	13,903,239	14,640,889	15,415,379	16,228,548	17,082,329	
PROJECTS															
1. Baywalk-Obligations															
Construction		-	(250,000)	(500,000)	(750,000)		-	-	-	-	-	-	-	-	-
Total Baywalk		-	(250,000)	(500,000)	(750,000)		-	-	-	-	-	-	-	-	-
2. Beach Master Plan-Obligations															
Construction (PW)		-	-	-	-	(4,000,000)									
Dune and Beach Plantings		-	-	-	-	(1,000,000)									
Total Beach Master Plan		-	-	-	-	(5,000,000)									
3. The Courts/Cosmopolitan-Obligations															
First - Second Streets - Streetscape		-	(100,000)	(300,000)	(300,000)		-	-	-	-	-	-	-	-	-
Library Acquisition (1)		-	(27,500)	(27,500)	(27,500)	(27,500)	(27,500)	(27,500)	(27,500)	(27,500)	(27,500)	(27,500)	(27,500)	-	-
Library Improvements (2)		-	(25,000)	(75,000)			-	-	-	-	-	-	-	-	-
Total The Courts		-	(152,500)	(402,500)	(327,500)	(27,500)	(27,500)	(27,500)	(27,500)	(27,500)	(27,500)	(27,500)	(27,500)	-	-
4. Marina															
Revenues															
Rent		26,022	120,000	120,000	120,000	120,000	120,000	120,000	120,000	120,000	120,000	120,000	120,000	120,000	120,000
Percentage Rent	2.0%	107,000	109,140	111,323	113,549	115,820	118,137	120,499	122,909	125,368	127,875	130,432	133,041	135,702	
Obligations															
Construction Rent Credit		-	(72,000)	(72,000)	(72,000)	-	-	-	-	-	-	-	-	-	-
DEP Submerged Land Lease		(140,355)	(143,864)	(147,460)	(151,147)	(154,926)	(158,799)	(162,769)	(166,838)	(171,009)	(175,284)	(179,666)	(184,158)	(188,762)	
Total Marina		(7,333)	13,276	11,862	10,402	80,895	79,338	77,731	76,071	74,359	72,591	70,766	68,883	66,940	

RDA South Pointe - CAPITAL BUDGET PROJECTIONS Period: 2002 - 2014

RDA South Pointe Budget																
	YEAR END			2002	2003	2004	2005	2006	2007	2008	2009	2010	2011	2012	2013	2014
5. Portofino Settlement																
Revenues																
Local Impacts			96,276	98,987	99,000	99,000	99,000	99,000	99,000	99,000	99,000	99,000	99,000	99,000	99,000	99,000
Obligations																
Reimbursement of Local Impacts to CMB			(96,276)	(98,987)	(99,000)	(99,000)	(99,000)	(99,000)	(99,000)	(99,000)	(99,000)	(99,000)	(99,000)	(99,000)	(99,000)	(99,000)
SSDI-N - Water/StormW Relocation			(846,026)	(439,250)	-	-	-	-	-	-	-	-	-	-	-	-
Pump Station Removal			-	-	(1,000,000)	-	-	-	-	-	-	-	-	-	-	-
SSDI-N - New Seawall & Restoration			(2,835,111)	(718,700)	-	-	-	-	-	-	-	-	-	-	-	-
SSDI-S - Murano Garage Lease Agr			(1,149,437)	-	-	-	-	-	-	-	-	-	-	-	-	-
Yacht Club CAM			(168,000)	(84,000)	(84,000)	(84,000)	-	-	-	-	-	-	-	-	-	-
SSDI-S - Yacht Club @ Portofino:																
Real Estate Taxes (City Unit)			(25,000)	(26,250)	(27,563)	(28,941)	(30,388)	(31,907)	(33,502)	(35,178)	(36,936)	(38,783)	(40,722)	(42,758)	(44,896)	(44,896)
CAM			-	-	-	-	-	-	-	-	-	-	-	-	-	-
SSDI-S - Murano:																
Real Estate Taxes (City Unit)			(25,000)	(26,250)	(27,563)	(28,941)	(30,388)	(31,907)	(33,502)	(35,178)	(36,936)	(38,783)	(40,722)	(42,758)	(44,896)	(44,896)
CAM			-	-	-	-	-	-	-	-	-	-	-	-	-	-
SSDI-N - Murano Grande:																
Lease/Capital Improvements			-	(1,877,124)	-	-	-	-	-	-	-	-	-	-	-	-
Real Estate Taxes (City Unit)			-	-	-	30,000	31,500	33,075	34,729	36,465	38,288	40,203	42,213	44,324	46,540	46,540
CAM			-	(5,000)	(30,000)	(30,450)	(30,907)	(31,370)	(31,841)	(32,319)	(32,803)	(33,295)	(33,795)	(34,302)	(34,816)	(34,816)
SSDI-N - ICON:																
Lease/Capital Improvements			-	(646,344)	(1,292,687)	(646,344)	-	-	-	-	-	-	-	-	-	-
Real Estate Taxes			-	-	-	-	-	(50,000)	(50,000)	(52,500)	(55,125)	(60,775)	(63,814)	(67,005)	(70,355)	(70,355)
CAM			-	-	-	-	(50,000)	(50,000)	(50,750,000)	(51,511,250)	(52,283,919)	(53,068,178)	(54,672,163)	(55,492,246)	(56,324,629)	(56,324,629)
Total Portofino Settlement				(5,048,574)	(3,176,574)	(1,169,125)	(142,331)	(60,182)	(62,109)	(64,117)	(66,208)	(68,388)	(70,659)	(73,026)	(75,495)	(78,069)
6. Streetscape-Obligations																
Phase I			(2,725,111)	-	-	-	-	-	-	-	-	-	-	-	-	-
Phase I claims			-	(1,988,544)	-	-	-	-	-	-	-	-	-	-	-	-
Phase II			-	(2,000,000)	(2,600,000)	(3,000,000)	-	-	-	-	-	-	-	-	-	-
Phase III			-	-	-	-	(633,585)	(4,223,900)	-	-	-	-	-	-	-	-
Phase IV			-	-	-	-	(670,320)	(4,468,800)	-	-	-	-	-	-	-	-
Phase V			-	-	-	-	-	(802,290)	(5,348,600)	-	-	-	-	-	-	-
6th Street (Washington Ave Project)			-	(500,000)	(1,000,000)	(1,000,000)	-	-	-	-	-	-	-	-	-	-
Program Manager (H&S)			(250,000)	(250,000)	(250,000)	(250,000)	(200,000)	(200,000)	-	-	-	-	-	-	-	-
Legal Fees			(110,000)	(100,000)	(100,000)	(50,000)	(50,000)	(50,000)	-	-	-	-	-	-	-	-
Total Streetscape				(3,085,111)	(4,838,544)	(3,950,000)	(4,300,000)	(1,553,905)	(9,744,990)	(5,348,600)	-	-	-	-	-	-
Other - Obligations																
7. Community Policing Program			-	-	(1,480,305)	(1,239,870)	(1,277,066)	(1,315,378)	(1,354,839)	(1,395,485)	(1,437,349)	(1,480,470)	(1,524,884)	(1,570,630)	(1,617,749)	(1,617,749)
8. South Pointe Park (CIP)			-	-	(2,100,000)	(2,400,000)	-	-	-	-	-	-	-	-	-	-
9. Washington Park (CIP)			-	(250,000)	(370,000)	-	-	-	-	-	-	-	-	-	-	-
10. Community Garden (CIP)			(3,552)	(130,000)	-	-	-	-	-	-	-	-	-	-	-	-
11. Pier at South Pointe Park (PW)			-	(250,000)	(450,000)	-	-	-	-	-	-	-	-	-	-	-
12. Lummus Park			-	-	(185,000)	-	-	-	-	-	-	-	-	-	-	-
13. Flamingo Park. "A" Improvements by CIP Office			-	-	(200,000)	(1,000,000)	(1,000,000)	(1,547,039)	-	-	-	-	-	-	-	-
Total Others				(3,552)	(630,000)	(3,305,000)	(3,400,000)	(1,000,000)	(1,547,039)	-	-	-	-	-	-	-

RDA South Pointe - CAPITAL BUDGET PROJECTIONS Period: 2002 - 2014

RDA South Pointe Budget	YEAR END	2002	2003	2004	2005	2006	2007	2008	2009	2010	2011	2012	2013	2014
TOTAL PROJECT ANNUAL		(8,144,570)	(9,034,342)	(9,314,763)	(8,909,429)	(7,560,692)	(11,302,301)	(5,362,486)	(17,637)	(21,529)	(25,568)	(29,760)	(6,612)	(11,129)
ANNUAL OVER/(UNDER)		200,127	412,892	4,897,890	7,824,190	3,441,469	292,624	7,854,800	13,183,036	13,881,710	14,615,321	15,385,619	16,221,937	17,071,200
Beginning Balance		9,522,641	9,722,768	10,135,660	15,033,550	22,857,740	26,299,210	26,591,834	34,446,634	47,629,670	61,511,380	76,126,701	91,512,320	107,734,256
ANNUAL OVER/(UNDER)		200,127	412,892	4,897,890	7,824,190	3,441,469	292,624	7,854,800	13,183,036	13,881,710	14,615,321	15,385,619	16,221,937	17,071,200
Ending Balance		9,722,768	10,135,660	15,033,550	22,857,740	26,299,210	26,591,834	34,446,634	47,629,670	61,511,380	76,126,701	91,512,320	107,734,256	124,805,456

MEMORANDUM

To: Christina Cuervo
Assistant City Manager

From: Raymond A. Martinez
Assistant Chief of Police

Date: May 5, 2003

Subject: Miami Beach Redevelopment Agency – South Pointe Redevelopment Area (Police Proposal)

Background:

The South Pointe Redevelopment Area is in the midst of a redevelopment renaissance that is attempting to bring residents back to an area that was once blighted and crime ridden. Within the South Pointe Redevelopment Area are existing cornerstones where residents and visitors can find some of the world's most famous restaurants to include Joe's Stonecrab, Smith & Wolensky, and Monty's. These restaurants and others in the area are favorite eating establishments for local residents and visitors coming to the South Florida area. Also very prominent in the South Pointe Redevelopment Area are several high profile night clubs which attract thousands of nightly party goers. This area is also a favorite location for high school aged and young adults to congregate at the beach during daytime and nighttime hours. The mixture of residents, fine dining establishments, nightclubs, and young beach goers in a small geographic location presents unique issues and problems that the police department is asked to respond to.

Police Staffing:

The City of Miami Beach Police Department provides a progressive and superior level of service through a community policing oriented philosophy. Police services are delivered through a districting plan, which divides the city into three districts. The South Pointe Redevelopment Area has two Areas of Responsibility (AORs) assigned on each of the three shifts, seven days a week. The total amount of police personnel who are assigned to work the South Pointe Redevelopment Area is twelve (12) sworn officers. Throughout the year based on crime trends, community concerns and seasonal trends additional officers are supplemented to the regular staffing for the South Pointe Redevelopment Area. The Miami Beach Police Department is currently funded for 366 sworn officers.

Community Policing Plan:

The South Pointe Redevelopment Area presents the Miami Beach Police Department with a variety of opportunities to implement new or enhanced community policing initiatives. Community policing is a philosophy, not an operational strategy. There are

features of a community policing philosophy however, which are operational. These include the assignment of police officers to permanent areas of responsibility or beats. It is the expectation that police officers will work to form partnerships with residents and businesses to jointly solve crime and disorder problems and share ownership of the solution strategies. The initiatives would be designed to address specific issues indigenous to the sections/neighborhoods within the redevelopment area. Emphasis will be placed on maintaining a highly visible police presence and addressing the quality of life issues within these geographic boundaries. The following is the proposed staffing plan to further the Department's Community Policing efforts in said area:

- **Create a Community Policing Problem Solving Team** consisting of one sergeant and five officers for the **South Pointe Redevelopment Area**. This "Team" would work the hours of 5 pm until 3 am providing seven day a-week coverage. However this Problem Solving Team would have the flexibility to adjust their work schedule and tactics to address the myriad of problems they will encounter. Their tactics will include walking beats, bicycle patrol, ATV patrol, and undercover tactical operations. Members of the Team will be trained and become "specialist" in problem solving issues that are prominent to the South Pointe Redevelopment Area. Some of these specialties will include the handling of homeless, enforcement of noise complaints, quality of life problems, youth gangs, street level narcotics, and traffic enforcement.
- **Develop Task Forces to address specific problems** utilizing \$400,000.00 in designated overtime. These Task Forces would become operational as issues begin to become identified or as seasonal issues present themselves. Examples to some of these issues would be the staffing of ATV officers and Gang officers during Spring Break and summer months to address the problem of youth crime and gang activity. The deployment of a Task Force of officers to address quality of life problems during the early morning hours when nightclubs are closing and their patrons are leaving the area. Tactical plans to address other concerns and problems would be developed as problems become identified. These plans would remain fluid and continued analysis would be utilized to ensure maximum effectiveness. The Community Policing Problem Solving Team along with the current staffing of the South Pointe Redevelopment Area would be a crucial part of identifying problems, addressing those problems that have been identified, and maintaining the area after a Task Force has been deployed to address a specific issue.
- **Create Community Policing and business and resident partnerships through innovative strategies.** The Community Policing Problem Solving Team will partner with City Code Enforcement to address those properties, businesses, and structures that fall outside of the traditional law enforcement response. The use of Code Enforcement has proven to be effective in addressing nuisance and quality of life issues related to real property and businesses. The use of "Park Rangers" to provide security and enhanced visible uniform presence and to supplement the sworn officers in the area's City Parks will be considered. The use of Park Rangers working in conjunction with the Community Policing Problem Solving Team has proven to be a successful strategy in areas where there are city parks and public beach areas such as in the South Pointe Park area.

Enhancement Proposal Estimate

Annual Costs

Five Sworn Officers	\$76,313.00	x 5	\$ 381,565.00
One Sworn Sergeant	\$88,340.00	x 1	\$ 88,340.00
Police Uniforms	\$ 800.00	x 6	\$ 4,800.00
Vehicle Costs	\$28,500.00	x 6	\$ 171,000.00
Vehicle Replacement Costs First Year	\$ 5,200.00	x 6	\$ 31,200.00
ATV Costs	\$ 6,000.00	x 6	\$ 36,000.00
ATV Replacement Costs First Year	\$ 2,000.00	x 6	\$ 12,000.00
Mobile Laptop Computer	\$ 5,400.00	x 6	\$ 32,400.00
Mobile Computer Replacement Costs First Year	\$ 1,200.00	x 6	\$ 7,200.00
Mobile Laptop Airtime	\$ 600.00	x 6	\$ 3,600.00
Handheld Radio	\$ 3,675.00	x 6	\$ 22,050.00
Radio Replacement Costs First Year	\$ 525.00	x 6	\$ 3,150.00
Police Overtime Allocation			\$ 400,000.00
City Code Enforcement/Park Rangers			\$ 250,000.00

Annual Costs Subtotal **\$ 1,443,305.00**

One Time Expenditures

Police Mountain Bicycles	\$ 1,750.00	x 6	\$ 10,500.00
Terrorism Personal Protective Equipment (PPE)	\$ 300.00	x 6	\$ 1,800.00
Field Force Equipment	\$ 350.00	x 6	\$ 2,100.00
CPTED/Problem Solving Training	\$ 2,000.00	x 6	\$ 12,000.00
One Time Costs Subtotal			\$ 26,400.00

TOTAL FIRST YEAR COSTS **\$ 1,469,705.00**

Conclusion:

The above plan would provide the Police Department with the required resources to enhance our response to the specific needs of this redevelopment area through a combined effort of community policing initiatives and proactive capabilities. The tourists and citizens that visit, work and reside in this area would receive a superior level of public safety service that would make the South Pointe Redevelopment Area one of the safest in the entire City. This plan offers a comprehensive strategy to identify, respond to, and resolve the public safety and quality of life issues in an efficient and effective manner.

TIF PAYMENT CALCULATOR

CRA , Tax Increment District	Base Year	Taxable Value in Base Year	Preliminary 2003Roll	FY 2003-04 Value of Increment	FY 2003-04 Increment CW millage Revenue*	Final vs Prelim Tax Roll Difference (over)/under Paid 2001	Adjusted Dec 2003 Payment	County Administrative Charge for FY 2003-04 at 1.5% *	Children's Trust Estimated Contribution for FY 2003- 04 at 1/2 mill	CW Tax -Base	CW Tax on Inc	Total
Miami Beach:												
South Pointe	1976	\$59,637,130	\$1,307,656,152	\$1,248,019,022	\$7,106,595	(\$63,877)	\$7,042,718	\$106,599	\$592,809	\$ 357,465	\$ 374,031	\$ 731,496
Miami Beach City Center	1992	\$292,572,271	\$1,498,627,666	\$1,206,055,395	\$6,867,641	(\$264,002)	\$6,603,639	\$103,015	\$572,876	\$ 1,753,678	\$ 361,455	\$ 2,115,133
Miami:												
SE Overtown/Park West	1982	\$78,305,502	\$255,423,724	\$177,118,222	\$1,008,564	(\$60,800)	\$947,764	\$15,128	\$88,559	These represent the County's Ad Valorem on South Pointe and City Center.		
Park West Addition	1985	\$37,461,910	\$22,866,881	(\$14,595,029)	N/A					Full Ad Valorem on the Base assessed value and Ad Valorem on 5% of the increment.		
Omni *	1986	\$246,898,822	\$558,525,281	\$311,626,459	\$1,774,495	\$279,299	\$2,053,794	\$26,617	\$155,813	City Assessed Value		
Homestead	1993	\$85,619,084	\$225,442,872	\$139,823,588	\$796,197	\$15,436	\$811,633	\$11,943	\$69,912	1/2 mill		
Florida City	1994	\$42,803,875	\$108,555,781	\$65,751,906	\$374,411	(\$44,148)	\$330,263	\$5,616	\$32,876	\$ 12,094,161,830		
South Miami	1998	\$68,437,390	\$196,300,898	\$127,863,508	\$383,207	(\$54,087)	\$329,120	\$5,748	\$63,932			
Naranja Lakes CW	2002	\$131,520,904	\$153,481,459	\$21,960,555	\$125,050		\$125,050	\$1,876	\$10,980			
Total		1,043,256,888	4,326,880,514	3,283,623,626	\$18,436,160	(\$192,180)	\$18,243,980	\$276,642	\$1,641,812			
Naranja Lakes UMSA												
	2002	\$131,520,904	\$153,481,459	\$21,960,555	UMSA millage \$51,051		\$51,051	\$766	\$10,980			
Both CW & UMSA TIF payments												
					\$18,487,211	(\$192,180)	\$18,295,031	\$277,308				

Note: * Revenue is calculated at 95% (max per Florida Statutes), but South Miami is receiving only 50%.

CW Millage of 5.994 is assumed
UMSA Millage 2.447 is assumed

Omni CRA pays back to the County approximately \$ 1.2 million for debt service on the Performing Arts Centers Notes

All CRA's pay back to the County the 1.5% Administrative Reimbursement Charge

RESOLUTION NO. _____

**A RESOLUTION OF THE CHAIRMAN AND MEMBERS OF
THE MIAMI BEACH REDEVELOPMENT AGENCY
ADOPTING AND APPROPRIATING THE OPERATING AND
CAPITAL BUDGETS FOR THE SOUTH POINTE AND CITY
CENTER REDEVELOPMENT AREAS FOR FISCAL YEAR
2003/04.**

WHEREAS, the proposed South Pointe and City Center Redevelopment Area budgets have been prepared to coincide with the overall City budget process; and

WHEREAS, the proposed South Pointe and City Center Redevelopment Area budgets reflect anticipated construction project costs in addition to operating and debt service costs for the fiscal year.

NOW, THEREFORE, BE IT DULY RESOLVED BY THE CHAIRMAN AND MEMBERS OF THE MIAMI BEACH REDEVELOPMENT AGENCY, that the Board hereby adopts and appropriates the operating budgets for the South Pointe and City Center Redevelopment Areas for Fiscal Year 2003/2004, attached as Exhibit "A" hereto.

PASSED AND ADOPTED THIS SEPTEMBER 18TH DAY OF 2003.

CHAIRMAN


ATTEST:

SECRETARY

JMG:CMC:kob

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**APPROVED AS TO
FORM & LANGUAGE
& FOR EXECUTION**



Redevelopment Agency
General Counsel

9-11-03

Date



**REDEVELOPMENT AGENCY
COMMISSION ITEM SUMMARY**



Condensed Title:

A Resolution of the Chairman and Members of the Miami Beach Redevelopment Agency, appropriating \$4,275,438 in City Center Trust Fund Revenues and \$8,156,181 in South Pointe Trust Fund Revenues towards water, sewer, storm water, streetscape and related infrastructure improvements in the City Center and South Pointe Redevelopment Areas, as well as to fund program management fees and construction management fees associated with said improvements, in accordance with Chapter 163.387(7)(a), Florida Statutes.

Issue:

The Capital Improvements Projects (CIP) Office has estimated that a total of \$3.7 Million is needed in the City Center Redevelopment Area and \$25 Million in the South Pointe Area, to address storm water, water, sewer and related subsurface and surface infrastructure improvements in the two areas, that otherwise would have to be funded through 2000 Citywide Revenue Bond Proceeds. Additionally, in City Center, an RFQ has been issued for planning, engineering and design of an estimated \$16 million right-of-way improvement project for which funding needs to be allocated. In FY 02/03 City Center appropriated \$3,279,392 in unencumbered Trust Fund revenues towards the stormwater, water and sewer improvements. A total of \$9,820,544 was issued by South Pointe.

Item Summary/Recommendation:

At present, City Center is estimated to have \$4,275,438 in unencumbered Trust Fund revenues to appropriate towards the planned streetscape improvements. South Pointe has an estimated total of \$8,156,180 to appropriate towards the balance of the storm water, water and sewer improvements. Pursuant to Chapter 163.387(7)(a), Florida Statutes, on the last day of the fiscal year of the Redevelopment Agency, any money which remains in the Trust Fund after payment of expenses, shall be returned to the taxing authority. As such, the Administration recommends appropriating \$4,275,438 from City Center and \$8,156,181 from South Pointe towards storm water, water, sewer and related infrastructure improvements in the respective areas.

Advisory Board Recommendation:

N/A

Financial Information:

Source of Funds:	Amount		Account	Approved
	1	\$4,275,438	City Center	
	2	\$8,156,181	South Pointe	
	3			
	4			
	Total			

RDA - TIF

Finance Dept.

City Clerk's Office Legislative Tracking:

Christina M. Cuervo/Kent O. Bonde/Anna Parekh

Sign-Offs:

Department Director	Assistant City Manager	City Manager

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AGENDA ITEM

3B

DATE

9-18-03

CITY OF MIAMI BEACH

CITY HALL 1700 CONVENTION CENTER DRIVE MIAMI BEACH, FLORIDA 33139
www.ci.miami-beach.fl.us



REDEVELOPMENT AGENCY COMMISSION MEMORANDUM

To: Chairman and Members of the
Miami Beach Redevelopment Agency

Date: September 18, 2003

From: Jorge M. Gonzalez
Executive Director

Subject: **A RESOLUTION OF THE CHAIRMAN AND MEMBERS OF THE MIAMI BEACH REDEVELOPMENT AGENCY, APPROPRIATING \$4,275,438 IN CITY CENTER TRUST FUND REVENUES AND \$8,156,181 IN SOUTH POINTE TRUST FUND REVENUES TOWARDS WATER, SEWER, STORM WATER, STREETScape AND RELATED INFRASTRUCTURE IMPROVEMENTS IN THE CITY CENTER AREA AND SOUTH POINTE REDEVELOPMENT AREAS, AS WELL AS TO FUND PROGRAM MANAGEMENT FEES AND CONSTRUCTION MANAGEMENT FEES ASSOCIATED WITH SAID IMPROVMENTS, IN ACCORDANCE WITH CHAPTER 163.387(7)(a), FLORIDA STATUTES.**

ADMINISTRATION RECOMMENDATION:

Adopt the Resolution.

ANALYSIS

In August and October, 2000, two Revenue Bonds were issued, in the amount of \$52,170,00, for storm water improvements and \$54,310,000 for water and sewer improvements throughout the City. Since the proceeds from the bond issues fall short of addressing the infrastructure improvements contemplated, the Administration recommends funding those improvements located within the Redevelopment Areas with unencumbered Trust Fund revenues. The Capital Improvements Projects (CIP) Office has estimated that a total of \$3.7 Million is needed in the City Center Redevelopment Area and \$25 Million in the South Pointe Area, to address storm water, water, sewer and related subsurface and surface infrastructure improvements in the two areas. Additionally in City Center, an RFQ has been issued for the planning, engineering and design of an estimated \$16 Million right-of-way improvement project, involving the restoration and enhancement of a significant portion of the roadways throughout the district. These estimates also reflect anticipated soft costs such as architect and engineering fees, program and construction management fees, and right-of-way infrastructure management fees. It should be noted that these estimates are based on 5-year projections that served as a basis for the bond issues and are preliminary in nature. Each of the projects will require detailed engineering studies in order to come up with more definitive numbers.

AGENDA ITEM _____

DATE _____

In Fiscal Year 2002/03, the City Center RDA appropriated \$3,279,392 in unencumbered Trust Fund revenues towards storm water, water and sewer improvements. A total of \$9,820,544 was appropriated from South Pointe. Pursuant to Chapter 163.387(7)(a), Florida Statutes, on the last day of the fiscal year of the Redevelopment Agency, any money which remains in the trust fund after payment of expenses, shall be returned to the taxing authority. As such, the Administration recommends appropriating \$4,275,438 from City Center towards the aforementioned right-of-way improvement project and \$8,156,181 from South Pointe towards the balance of storm water, water, sewer, streetscape and related infrastructure improvements. As future funds become available in the redevelopment areas, additional funding will be appropriated as needed towards infrastructure and other planned and/or contemplated improvements, thereby freeing up much needed revenue bond funds for other parts of the City.

South Pointe

Trust Fund Balance as of 8/31/03		\$23,804,407.36
Less: Outstanding Appropriations as of 9/30/02	(\$ 9,820,544.00)	
Less: Appropriations for FY 02/03	<u>(\$ 5,827,682.00)</u>	
Total Appropriation:		\$ 8,156,180.81

City Center

Trust Fund Balance as of 8/31/03		\$12,387,932.36
Less: Outstanding Appropriations as of 9/30/02	(\$ 3,279,390.00)	
Less: Appropriations for FY 02/03	(\$ 233,104.00)	
Less: Lincoln Road Capital Costs	(\$ 3,450,000.00)	
Less: Bass Museum payment	<u>(\$ 1,150,000.00)</u>	
Total Appropriation:		\$ 4,275,438.36

^{AKC}
JMG:CMC:PDW:KOB
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Attachments

RESOLUTION NO. _____

A RESOLUTION OF THE CHAIRMAN AND MEMBERS OF THE MIAMI BEACH REDEVELOPMENT AGENCY APPROPRIATING \$4,275,438 IN CITY CENTER TRUST FUND REVENUES, AND \$8,156,181 IN SOUTH POINTE TRUST FUND REVENUES TOWARD WATER, SEWER, STORM WATER, STREETScape AND RELATED INFRASTRUCTURE IMPROVEMENTS IN THE CITY CENTER AND SOUTH POINTE REDEVELOPMENT AREAS, AS WELL AS TO FUND PROGRAM MANAGEMENT FEES AND CONSTRUCTION MANAGEMENT FEES ASSOCIATED WITH SAID IMPROVEMENTS.

WHEREAS, in August and October, 2000, two Revenue Bonds were issued, in the amount of \$52,170,00, for storm water improvements, and \$54,310,000 for water and sewer improvements throughout the City; and

WHEREAS, since the proceeds from the bond issues fall short of addressing the infrastructure improvements contemplated, the Administration recommends funding those improvements located, respectively, within the South Pointe and City Center Redevelopment Areas with unencumbered Trust Fund revenues; and

WHEREAS, the Capital Improvements Projects (CIP) Office has estimated that a total of \$3.7 Million is needed in the City Center Redevelopment Area, and \$25 Million in the South Pointe Area, to address storm water, water, sewer and related subsurface and surface infrastructure improvements in the two areas; and

WHEREAS, in City Center, a Request for Qualification (RFQ) has been issued for the planning, engineering and design of an estimated \$16 Million right-of-way improvement project, involving the restoration and enhancement of a significant portion of the roadways throughout the district; and

WHEREAS, these estimates also reflect anticipated soft costs such as architectural and engineering fees, program and construction management fees, and right-of-way infrastructure management fees; and

WHEREAS, in Fiscal Year 2002/03, the City Center and South Pointe Redevelopment Agencies appropriated \$3,279,392 and \$9,820,544, respectively, in unencumbered Trust Fund revenues toward storm water, water and sewer improvements; and

WHEREAS, at present, City Center is estimated to have \$4,275,438 in unencumbered Trust Fund revenues to appropriate toward these improvements, and South Pointe has an estimated total of \$8,156,181; and

WHEREAS, pursuant to Chapter 163.387(7)(a), Florida Statutes, on the last day of the fiscal year of the Redevelopment Agency, any money which remains in the trust fund after payment of expenses, shall be returned to the taxing authority; and

WHEREAS, the Administration recommends appropriating \$4,275,438 from City Center towards the aforementioned planned right-of-way improvement project and \$8,156,181 from South Pointe toward storm water, water, sewer and related infrastructure improvements; and

WHEREAS, as future funds become available in the respective redevelopment areas, additional funding will be appropriated, as needed, towards infrastructure and other planned and/or contemplated improvements, thereby freeing up much needed revenue bond funds for other parts of the City.

NOW, THEREFORE, BE IT DULY RESOLVED BY THE CHAIRMAN AND MEMBERS OF THE MIAMI BEACH REDEVELOPMENT AGENCY, that the Board hereby appropriates \$4,275,438 in City Center Trust Fund Revenues, and \$8,156,181 in South Pointe Trust Fund Revenues toward water, sewer, storm water, streetscape and related infrastructure improvements in the City Center and South Pointe Redevelopment Areas, as well as to fund program management fees and construction management fees associated with said improvements.


PASSED AND ADOPTED THIS 18TH DAY OF SEPTMBER, 2003.

ATTEST:

CHAIRMAN

SECRETARY

**APPROVED AS TO
FORM & LANGUAGE
& FOR EXECUTION**



Redevelopment Agency
General Counsel

9-11-03
Date

